

Columbus City Bulletin



Bulletin 30
July 27, 2002



Proceedings of City Council

Vol. LXXXVII

Saturday, July 27, 2002

NO. 30

PROCEEDINGS OF CITY COUNCIL REGULAR MEETING NO.34 MONDAY, JULY 22, 2002 AT 5:00 P.M.

Council met in regular session with President Matthew D. Habash in the chair. The roll being called, the following members were present: Kevin L. Boyce, Jennette B. Bradley, President Pro Tem Michael C. Mentel, Maryellen O'Shaughnessy, Richard W. Sensenbrenner, Charleta B. Tavares and President Matthew D. Habash.

There being a quorum present, Council adopted a motion to dispense with reading of the minutes of the previous session and to accept the journal as recorded.

PROCEEDINGS OF CITY COUNCIL REGULAR MEETING NO.35 MONDAY, JULY 22, 2002 AT 6:30 P.M.

Council met in regular session with President Matthew D. Habash in the chair. The roll being called, the following members were present: Kevin L. Boyce, Jennette B. Bradley, President Pro Tem Michael C. Mentel, Maryellen O'Shaughnessy, Richard W. Sensenbrenner, Charleta B. Tavares and President Matthew D. Habash.

There being a quorum present, Council adopted a motion to dispense with reading of the minutes of the previous session and to accept the journal as recorded.

APPOINTMENTS:

The following were hereby appointed to serve on the Italian Village Commission: Ben Goodman and Annique van Kley terms expiring June 30, 2005.

The following was hereby appointed to serve on the Columbus Development Commission: John A. Ingwersen term expiring July 31, 2005.

THE CITY BULLETIN Official Publication of the City of Columbus

Published weekly under authority of the City Charter and direction of the City Clerk. The Office of Publication is the City Clerk's Office, 90 W. Broad Street, Columbus, Ohio 43215. The City Bulletin contains the official report of the proceedings of council. The Bulletin also contains all ordinances and resolutions acted upon by council, civil service notices and announcements of examinations, advertisements for bids and requests for professional services, and details pertaining to official actions of all city departments.

Subscriptions by mail, \$164.00 a Year in advance.

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF MONDAY, JULY 22, 2002:

New Type: C1, C2
To: B J Market Inc
DBA B J Market
436 N Champion Ave
Columbus, Ohio 43203

Transfer Type: C1, C2
To: Hudson Street Market LLC
1843 E Hudson St
Columbus, Ohio 43211
From: Food World Inc
1843 E Hudson St
Columbus, Ohio 43211

(07.27.02)

ORDINANCES**ORD. NO. 0899-02**

To authorize the Director of Public Safety to execute a contract modification with Kenneth W. Borrer, for E-911 Consulting Services, for the Division of Communications, and to authorize the expenditure of \$27,126.00 from the General Fund. (\$27,126.00)

WHEREAS, Kenneth W. Borrer has provided E-911 consulting services under authority of said contract beginning 1995; and,

WHEREAS, The Communications Division has determined it necessary to modify and extend contract #CT16625 for the continued E-911 coordination services thereby preserving the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Public Safety be, and hereby is, authorized to enter into modification number seven and extension of Contract Number #CT16625 with Kenneth W. Borrer for consulting services of E-911.

Section 2. That for the purpose of paying the cost of the said contract modification, the following expenditure, or as much thereof as may be needed, be and the same is hereby authorized as follows:

DIVISION	FUND	OBJECT LEVEL 2	OBJECT LEVEL 3	OCA CODE	AMOUNT
30 02	010	03	3336	301721	\$27,126.00

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1076-02

To rezone 2330 WALCUTT ROAD (43228), being 19.08± acres located on the east side of Walcutt Road, 400± feet north of International Street. From: M, Manufacturing District, To: R-2, Residential District.

WHEREAS, application #Z01-077 is on file with the Building Services Division of the Department of Development requesting rezoning of 19.08± acres from M, Manufacturing District, to R-2, Residential District; and

WHEREAS, the Development Commission recommends Approval of said zoning change; and

WHEREAS, the City Departments recommend disapproval of said zoning change because the requested R-2, Residential District is incompatible with adjacent industrial uses. The proposed single-family residential development poses uncertain health and safety risks to potential residents and substantially limits potential manufacturing uses within this large-scale industrial district. Encroachment of residential uses into industrial districts is inconsistent with relevant provisions of the West Columbus Interim Development Concept: 7997 and the Columbus Comprehensive Plan, now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Zoning Map attached to Ordinance No. 1620-77, passed September 19, 1977, and as subsequently amended be, and the same is hereby revised by changing the zoning of the property as follows:

2330 WALCUTT ROAD (43228), being 19.08± acres located on the east side of Walcutt Road. 400± feet north of International Street, and being more particularly described as follows:

19.080 ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, Virginia Military Survey Number 287, being part of that tract of land conveyed to J.A.L. Realty Co. by deed of record in Instrument Number 199712180170216, all references refer to the records of the Recorder's Office, Franklin County, Ohio and more particularly bounded and described as follows:

Beginning, for reference, at the centerline intersection of Walcutt Road and International Street;

Thence North 08° 00' 17" West, with the centerline of said Walcutt Road, a distance of 433.00 feet to a point;

Thence North 81° 59' 43" East, perpendicular to said centerline, a distance of 40.00 feet to a point in the easterly right-of-way line of Walcutt Road, the True Point of Beginning for this description;

Thence the following courses and distances:

North 08° 00' 17" West, with said easterly right-of-way line, a distance of 916.35 feet to a point;

North 81° 58' 44" East, a distance of 897.65 feet to a point;

South 09° 04' 54" East, a distance of 932.52 feet to a point on the arc of a curve to the left;

With the arc of said curve (Delta = 18° 06' 45", Radius = 316.50 feet) a chord bearing and distance of North 88° 56' 39" West, 99.64 feet to a point; and

South 81° 59' 57" West, a distance of 816.78 feet to the True Point of Beginning, containing 19.080 acres of land, more or less.

To Rezone From: M, Manufacturing District,

To: R-2, Residential District

Section 2. That a Height District of Thirty-five (35) feet is hereby established on the R-2, Residential District on this property.

Section 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division.

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed as amended July 22, 2002, Matthew D. Habash, President of Council / Approved as amended July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1124-02

To authorize the Director of the Department of Development to enter into a Jobs Creation Tax Credit Agreement with Spring Air Partners-Ohio, LLC at sixty percent (60%) for a period of six (6) taxable years in consideration of Spring Air Partners-Ohio, LLC creating one-hundred eight (108) new full-time jobs and retaining ten (10) full-time jobs in the Columbus community.

WHEREAS, pursuant to Section 122.17 of the Ohio Revised Code, the State of Ohio is authorized to establish the Tax Credit Authority and to execute agreements with taxpayers of the State of Ohio for the purpose of granting these taxpayers job creation tax credits against their corporate franchise or income tax, which tax credits are provided to create new jobs in the State of Ohio; and

WHEREAS, the State of Ohio Tax Credit Authority has granted Spring Air Partners-Ohio, LLC a 60% /6 year Jobs Creation Tax Credit; and

WHEREAS, pursuant to Section 718.08 of the Ohio Revised Code (the "City Act") a municipal corporation is authorized to grant local income tax credits to taxpayers who have received tax credits from the State; and

WHEREAS, the granting of the tax credit by the City for the proposed expansion project by Spring Air Partners-Ohio, LLC will create 108 (one-hundred eight) full-time permanent jobs; retain 10 (ten) full-time positions; increase opportunities for employment and strengthen the economy of the city; and

WHEREAS, receiving these tax credits from the State and the City is a critical factor in Spring Air Partners-Ohio, LLC decision to go forward with the project; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the City hereby finds and determines that the project will (1) create jobs in the State and City; (2) the project is economically sound and will benefit the people of the State and City by increasing opportunities for employment and strengthening the economy of the State and City; and (3) receiving the aforementioned tax credits is a critical factor in the decision by Spring Air Partners-Ohio, LLC to go forward with the project.

Section 2. That the City Council hereby finds and determines that the project meets all the requirements of the City Act.

Section 3. That the Director of the Department of Development is hereby authorized and directed to enter into and execute a 6-year, 60% Jobs Creation Tax Credit Agreement with Spring Air Partners-Ohio, LLC.

Section 4. That the ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1129-02

To rezone 3744 GENDER ROAD (43110), being 28.9± acres located on the east side of Gender Road, 320± feet north of Abbie Trails Drive, From: R, Rural District, To: L-AR-12, Limited Apartment Residential District.

WHEREAS, application #Z02-026 is on file with the Building Services Division of the Department of Development requesting rezoning of 28.9± acres from the R, Rural District, to: L-AR-12, Limited Apartment Residential District; and

WHEREAS, the Development Commission recommends approval of said zoning change; and

WHEREAS, the City Departments recommend approval of said zoning change because deviation from the Brice Tussing Plan is justified due to the proposal's consistency with surrounding zoning and land use, comparable density to single family development, and because the limitation overlay text establishes appropriate development standards ensuring compatibility with surrounding development now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Zoning Map attached to Ordinance No. 1620-77, passed September 19, 1977, and as subsequently amended be, and the same is hereby revised by changing the zoning of the property as follows:

LEGAL DESCRIPTION 28.900 ACRE TRACT

Situated in Northeast Quarter and the Northwest Quarter of Section 1, Township 11, Range 21, Congress Lands, City of Columbus, County of Franklin, Ohio, and being part of 160.00 acre tract of land conveyed to Mabel Varner and Dorothy Evans as recorded in Volume 2785, Page 1-09 of the Deed Records of Franklin County and being further described as follows:

Beginning at an iron pin set in the easterly right of way of Gender Road, said iron pin also being at the southwesterly corner of a 15.568 acre tract of land as conveyed to Gender Road Limited Partnership as recorded in O.R. 11229, Page E-20 of the Official Records of Franklin County;

Thence South 85° 33' 09" East, 519.71 feet along the South line of the above mentioned 15.568 acre tract to an iron pin found at the Southwest corner of a 5.556 acre tract of land as conveyed to Countryview Columbus Limited as recorded in O.R. 14990, Page A-01 of the Official Records of Franklin County;

Thence South 85° 32' 41" East, 824.56 feet along the South line of the above mentioned 15.568 acre tract and along the southerly line of a 30.396 acre tract as conveyed to R2D2 Inc. as recorded in O.R. 26483, Page S-06 of the Official Records of Franklin County to an iron pin set at the southwesterly corner of the above mentioned 30.396 acre tract;

Thence South 04° 26' 10" West, 705.81 feet along the westerly line of the above mentioned 30.396 acre tract to an iron pin found at the southwesterly corner of the above mentioned 30.396 acre tract;

Thence South 04° 25' 44" West, 143.31 feet to an iron pin set at the northeasterly corner of a 104.991 acre tract as conveyed to Long Road Development Company as recorded in Instrument #199905040112415 of the Instrument Records of Franklin County;

Thence South 87° 11' 19" West, 1352.63 feet to an iron pin set at the Northwest corner of the above mentioned 104.991 acre tract, said iron pin also being on the East right of way line of Gender Road;

Thence North 02° 28' 20" East, 216.20 feet along the East right of way line of Gender Road to an iron pin set;

Thence North 04° 47' 21" East, 804.08 feet along the East right of way line of Gender Road to the place of beginning and containing 28.900 acres, subject to all legal road right-of-ways, easements and restrictions of previous record.

The bearings in the above-described parcel are based on the East line of Gender Road as being North 04° 26' 21" East.

The iron pins set in the above description are 5/8" diameter rebar, 30" long with yellow surveyors identification cap stamped ADR. The above description is based on a survey made by ADR & Associates, Ltd., September 2001.

To Rezone From: R, Rural District,

To: L-AR-12, Limited Apartment Residential District.

Section 2. That a Height District of Thirty-five (35) feet is hereby established on the L-AR-12, Limited Apartment Residential District on this property.

Section 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-AR-12, Limited Apartment Residential District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said text being titled, "DEVELOPMENT TEXT L-AR-12, LIMITED APARTMENT RESIDENTIAL 28.90± ACRES," signed by George R. McCue, Attorney for the applicant dated June 13, 2002 and reading as follows:

DEVELOPMENT TEXT L-AR-12, LIMITED APARTMENT RESIDENTIAL 28.90 ± ACRES

PROPOSED DISTRICT:	L-AR-12, LIMITED APARTMENT RESIDENTIAL
EXISTING DISTRICTS:	R. RURAL
PROPERTY ADDRESS:	3744 GENDER ROAD. COLUMBUS, OH 43110
OWNER/APPLICANT:	COLTS RUN DEVELOPMENT, LLC C/O GEORGE McCUE AND CRABBE, BROWN & JAMES, LLC 500 S. FRONT STREET, SUITE 1200, COLUMBUS, OH 43215

DATE OF TEXT: June 13, 2002
APPLICATION NUMBER: Z02-026

INTRODUCTION:

The subject property consists of 28.90 ± acres along Gender Road, south of Refugee Road. The subject property is undeveloped, and currently zoned R, Rural. Properties to the north and east of the subject site are zoned AR-12 and L-AR-12, respectively. The property located to the south of the subject site is currently zoned CPD. The property to the west of the subject site (across Gender Road) is currently zoned R, Rural and CPD.

The applicant is proposing to rezone the subject property to create a multifamily residential use. The requested zoning classification is consistent with existing zoning classifications for properties in the area.

1. PERMITTED USES: The following uses shall be permitted:

Those listed in Section 3333.02 (AR-12) Apartment Residential, of the Columbus City Code.

2. DEVELOPMENT STANDARDS: Except as specified herein, the applicable development standards of Chapter 3333 Apartment Districts, shall apply.

A. Density, Height, Lot and/or Setback Commitments.

1. Density shall not exceed 162 dwelling units.
2. Building: No dwelling units shall be built within 25 feet of any flood way. Additionally, the Applicant shall observe the same restriction from the south tree line where the tree line extends northward, past the flood way.
3. Building materials may include brick, stucco, wood, vinyl, fiberglass or stone.
4. Buildings shall have pitched roofs.
5. Buildings shall not exceed two (2) stories.

B. Access, Loading, Parking and/or Other Traffic-Related Commitments.

1. Access to the subject property shall be via private roadway located to the north of the property, with appropriate access easements between the subject property and the property located directly to the north.
2. All traffic commitments, curb cuts and access points shall be in accordance with the specifications of the City of Columbus Division of Transportation, or any other applicable governmental agency.
3. Site layout and design will consider and be designed to maximize both pedestrian and vehicular safety.

C. Buffering, Landscaping, Open Space and/or Screening Commitments.

1. All trees and landscaping shall be well maintained. Weather permitting, dead items shall be replaced within six (6) months with like or similar types.
2. At the time of planting, the minimum caliper of trees shall be:
 - 2 ½ caliper for deciduous;
 - 1 ½ caliper for ornamental; and
 - 5' for evergreens, as measured from grade.
3. The Applicant shall use its best efforts to maintain the existing tree line along the southern and eastern boundaries of the subject property. During construction, the Applicant shall erect and maintain temporary fencing to protect trees and tree root structures. Any and all trees replaced shall count toward any code required landscaping.
4. The Applicant shall install mounding, shrubbery and/or trees, to a height of six (6) feet and for 100% opacity, along that part of the north property line that abuts residential use.
5. The Applicant shall install mounding and/or trees along the west side of the site between Gender road and any building improvements. Within this area Applicant shall install a minimum of twenty (20) evergreen trees.
6. The Applicant shall install a minimum total of 162 trees on the site. The trees will consist of a variety of Colorado spruce, shade, pear, ornamental or equivalent.

D. Building Design and/or Interior/Exterior Treatment Commitments.

1. Mechanical or utility equipment shall be fully screened from view from ground level by landscaping, fence and/or wall, utilizing comparable and compatible materials as the building materials.
2. The development shall include a minimum of forty (40) covered parking spaces with individual garage doors, as well as recreational amenities including, but not limited to, a pool and clubhouse, gazebo (or like structure), and sitting area.

E. Dumpsters, Lighting, Outdoor Display Areas and/or Other Environmental Commitments.

1. All parking lot or ground mounted lighting shall use fully shielded cut-off fixtures (down lighting), except there may be accent lighting (up lighting) on landscaping in the front of structures, provided the fixtures are screened with landscaping to prevent glare.
2. All external outdoor lighting fixtures to be used shall be from the same or similar manufacturer's type, style or color to assure aesthetic compatibility.
3. Light poles shall not exceed a maximum of 14 feet in height.
4. Building mounted area lighting within the parcel shall utilize a fully shielded cut-off style fixtures and be designed in such a way to minimize off-site light spillage.
5. Upon completion of construction, lighting shall not exceed .1 foot candle along the property line of residentially used or zoned property, and along the south property line.
6. No permanent light poles shall be installed behind the building improvements along the south side of the property line. Any illumination of this specific area will be mounted on the exterior of the buildings, and will be directed downward. Temporary lighting on light poles in this area is permitted during construction.

F. Graphics and Signage Commitments.

1. All graphics shall conform to Article 15 of the Columbus City Code, as it applies to the AR-12 Apartment Residential District. Any variance to the applicable requirements of the AR-12 District shall be submitted to the Columbus Graphics Commission.

G. Miscellaneous.

1. The Applicant shall comply with the specifications of the City of Columbus Recreation and Parks Department in the following manner:

- (a) The Applicant will dedicate to the City that property located within the flood way boundary, plus the existing tree line immediately north of Blacklick Creek, which tree line extends north of the flood way boundary. This dedication does not include the tree line along the eastern boundary of the site, outside the flood way line. The timing of the dedication will occur after the Applicant has constructed all necessary utilities through the property to be dedicated, or alternatively, the Applicant will be provided any or all necessary easements to do same.

(b) The Condominium Association of the Development will enter into a land / stewardship agreement with the City of Columbus Recreation and Parks Department that will allow the Association to maintain up to 25 feet inside of the City's new property line through periodic mowing or brush cutting:

2. No existing trees within the property to be dedicated to the City will be disturbed, except as required for utility installation.

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1130-02

To amend Ordinance #2656-97 (Z97-092), passed November 24, 1997, for property located at 2770 West Broad Street (43204), by repealing Section 3 and adopting a revised Section 3 thereby allowing modified curb ramp improvements and to declare an emergency.

WHEREAS, Ordinance #2656-97(Z97-092), passed November 24, 1997, rezoned 1.4± acres located at 2770 West Broad Street to the CPD, Commercial Planned Development District; and

WHEREAS, that ordinance permits the development of a pharmacy/drug store in accordance with a registered site plan, elevation drawings, and a text establishing specific development standards including curb ramp improvements to the northwest and northeast corners of the West Broad Street and Hague Avenue intersection; and

WHEREAS, it is necessary to amend Ordinance #2656-97 to permit a modified design of the curb ramp improvements deemed necessary by the Public Service Department pursuant ADA requirements and in the interest of the public's health, safety, and welfare; and

WHEREAS, this all other requirements of Ordinance #2656-97 remain in effect and are unchanged by this amendment; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Building Services Division, in that it is immediately necessary to repeal Section 3 and adopt a new Section 3 of Ordinance #2656-97 for the preservation of the public health, peace, property, and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That existing Section 3 of Ordinance #2656-97 (Z97-092), passed on November 24, 1997, be amended by repealing said Section 3 in its entirety and that a new Section 3 is adopted and reading as follows:

Section 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved District and Application among the records of the Building and Development Services Section as required by Section 3311.12 of the Columbus City Codes; said plans being titled, "BUILDING ELEVATIONS #1 (1 OF 3)," "BUILDING ELEVATIONS #2 (2 OF 3)," and "LANDSCAPE SITE PLAN - 3 OF 3," all signed by Jeffrey L. Brown, Attorney for the Applicant and all dated November 24, 1997; and engineering plans titled, "CURB CUT IMPROVEMENTS OF BROAD STREET AND HAGUE AVENUE- DRAWER E #1848, PAGES 1 THROUGH 5", prepared by Daniel W. Whited, P.E., dated May 14, 2002; and text titled, "COMMERCIAL PLANNED DEVELOPMENT TEXT DEVELOPMENT PLAN," signed by William A. Lewis, Public Service Department, Transportation Division, dated July 3, 2002; and reading as follows:

COMMERCIAL PLANNED DEVELOPMENT TEXT DEVELOPMENT PLAN

PROPOSED DISTRICT:	CPD
PROPERTY ADDRESS:	2770 West Broad Street
OWNER:	Ronald M. & Linda L. Elkins et al.
APPLICANT:	Casrite, Ltd.
DATE OF TEXT:	July 3, 2002
APPLICATION NUMBER:	Z97-092A

1. INTRODUCTION: The site is located at the northwest corner of West Broad Street and Hague Avenue.

2. PERMITTED USES: The permitted uses shall only be a pharmacy/drug store and other uses customarily associated with a pharmacy/drug store. The drive-thru operation shall be restricted to drop off and pick up of only prescription drugs.

3. DEVELOPMENT STANDARDS: Unless otherwise indicated, the applicable development standards shall be those standards contained in Chapter 3355 (C-4, Commercial) of the Columbus City Code.

A. Density, Height, Lot and/or Setback commitments.

1. The building and parking setbacks are shown on the submitted site plan.
2. Height District is 35 feet.

B. Access, Loading, Parking and/or other Traffic related commitments.

1. The site shall have curb cuts on Hague Avenue, West Broad Street, and Powell Avenue, exact location to be reviewed and approved by the Division of Transportation.

2. The applicant shall at its own expense improve the turning radius at the northeast and northwest corners of Hague Ave. and West Broad Street as shown on the engineering plans titled, "CURB CUT IMPROVEMENTS OF BROAD STREET AND HAGUE AVENUE- DRAWER E #1848, PAGES 1 THROUGH 5", prepared by Daniel W. Whited, P.E., dated May 14, 2002. The City will obtain the necessary right-of-way for said traffic improvement. The applicant shall dedicate to the City the requested right-of-way at the northwest corner of West Broad Street and Hague Avenue as shown on the submitted site plan.

3. The required stacking spaces for the drive-thru are shown on the submitted site plan. There is no required loading space for the proposed use.

C. Buffering, Landscaping, Open space and/or Screening commitments.

1. Landscaping shall be installed as shown on the submitted site plan.
2. Landscaping shall be maintained in a healthy condition and dead material shall be replaced with new landscaping which meets the size requirements contained in the text within a reasonable time period, weather permitting.

D. Building design and/or Interior-Exterior treatment commitments.

1. The building shall be constructed in accordance with the submitted building elevation drawing. This building elevation may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time final development and engineering plans are completed. Any slight adjustment to this building elevation shall be reviewed and approved by the Administrator, Building Services Division, or his/her designee upon submission of the appropriate data regarding the proposed adjustment.

- E. Dumpsters, Lighting, Outdoor display areas and/or other environmental commitments.
 - 1. Dumpster shall be screened on three sides by a solid fence, wall, building and/or landscaping to a minimum height of six (6) feet with a gate on the fourth side.
 - 2. Lighting:
 - a. All external outdoor lighting shall be cut-off fixtures (down lighting) except that the building and landscaping may be uplighted, provided that landscape lighting does not spill over into the public right-of-way.
 - b. All external outdoor lighting fixtures to be used shall be from the same or a similar manufacturer's type to insure aesthetic compatibility.
 - c. All light poles and standards shall be either black, brown, or bronze in color.
 - d. Parking lot lighting shall be no higher than twenty-four (24) feet.
 - F. Graphics and Signage commitments.
 - 1. All other signage and graphics shall be as otherwise indicated in the City Graphics Code. Article 15, Title 33 of the Columbus City Code as it applies to the CPD District or as approved in a graphics plan.
 - G. Miscellaneous commitments
 - Site Plan: The property shall be developed in accordance with the submitted site plan, and engineering plans titled, "CURB CUT IMPROVEMENTS OF BROAD STEET AND HAGUE AVENUE- DRAWER E #1848, PAGES 1 THROUGH 5. These plans may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time final development and engineering plans are completed. Any slight adjustment to this plan shall be reviewed and approved by the Administrator, Building Services Division or his/her designee upon submission of the appropriate data regarding the proposed adjustment. The general layout and site concept shall however conform to the site plan.
 - 4. NATURAL ENVIRONMENT:
 - The subject site is developed with a series of commercial and residential structures.
 - 5. EXISTING LAND USES:
 - To the north are residential structures zoned R-4; to the east across Hague Avenue are a public school and playground zoned C-4; to the south across West Broad Street are a gas station and restaurant zoned C-4; to the west is a medical clinic zoned C-4.
 - 6. TRANSPORTATION AND CIRCULATION:
 - Curb cuts are shown on the submitted site plan.
 - 7.. VIEW AND VISIBILITY:
 - In the development of the subject property and in the location of the buildings and access points consideration will be given to the visibility and safety of the motorist and pedestrian.
 - 8. EMISSIONS:
 - The emission of sound, odors, and dust will have minimum affect on adjacent properties.
 - 9. BEHAVIOR PATTERNS:
 - This site would take several parcels zoned C-4, P-1, and R-4 and put a comprehensive zoning classification on the site, which commits the applicant to a site plan and limits the proposed uses. The new development would provide area residents with a necessary service within an attractive building on a buffered site.
 - Section 2. That existing Section 3 of Ordinance #2656-97 (Z97-092), passed on November 24, 1997, be and is hereby repealed.
 - Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part thereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval if the Mayor neither approves nor vetoes the same.
- Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1131-02

To amend Ordinance #1568-99 (CV99-016), passed July 12, 1999, for property located at 679 West Spring Street (43215), to permit an outdoor restaurant deck addition in the DD, Downtown District in the Scioto River floodway and to declare an emergency.

WHEREAS, Ordinance #1568-99, passed July 12, 1999, for property located at 679 West Spring Street, varied floodplain restrictions to permit twelve support piers for a maximum 1,800 square foot outside restaurant deck in the Scioto River floodway; and

WHEREAS, that ordinance was conditioned upon an associated price reimbursement contract be executed between the applicant and the City for the construction of a Confluence boardwalk; and

WHEREAS, the applicant desires to begin construction of the outdoor restaurant deck addition, while the City does not wish to proceed with the Confluence boardwalk at this time; and

WHEREAS, this legislation will amend Ordinance #1568-99, passed July 12, 1999, by removing the requirement of an associated price reimbursement contract so that the applicant may proceed with obtaining necessary permits for the construction of the proposed outdoor restaurant deck addition; and

WHEREAS, an emergency exist in the usual daily operation of the Department of Development, Building Services Division in that it is immediately necessary to repeal Section 3 of Ordinance #1568-99, passed July 12, 1999, for the preservation of the public health, peace, property, and safety, now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That existing Section 3 of Ordinance #1568-99 (CV99-016), passed July 12, 1999, be amended by repealing said Section 3 in its entirety and that a new Section 3 is adopted and reading as follows:

Section 3. That prior to a Certificate of Zoning Clearance, the applicant must provide a letter of support for this floodway encroachment from the U.S. Corps of Engineers, an amendment to the leased area between Specialty Restaurant Corporation and the City be completed which includes the deck area, and that the deck not exceed 1,800 square feet of floor area.

Section 2. That existing Section 3 of Ordinance #1568-99 (CV99-016), passed July 12, 1999, passed on July 12, 1999, be and is hereby repealed.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part thereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval if the Mayor neither approves nor vetoes the same.

Section 4. That a Certificate of Appropriateness from the Downtown Commission must be obtained by Specialty Restaurant Corporation for the proposed deck as a condition of zoning clearance.

Passed as amended July 22, 2002, Matthew D. Habash, President of Council / Approved as amended July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1132-02

To authorize the Director of the Department of Development to enter into a Jobs Creation Tax Credit Agreement with Farber Specialty Vehicles, Inc. at fifty percent (50%) for a period of five (5) taxable years in consideration of Farber Specialty Vehicles, Inc. creating thirty (30) new full-time jobs and retaining twenty-nine (29) full-time jobs in the Columbus community.

WHEREAS, pursuant to Section 122.17 of the Ohio Revised Code, the State of Ohio is authorized to establish the Tax Credit Authority and to execute agreements with taxpayers of the State of Ohio for the purpose of granting these taxpayers job creation tax credits against their corporate franchise or income tax, which tax credits are provided to create new jobs in the State of Ohio; and

WHEREAS, the State of Ohio Tax Credit Authority has granted Farber Specialty Vehicles, Inc. a 50% 8 year Jobs Creation Tax Credit; and

WHEREAS, pursuant to Section 718.08 of the Ohio Revised Code (the "City Act") a municipal corporation is authorized to grant local income tax credits to taxpayers who have received tax credits from the State; and

WHEREAS, the granting of the tax credit by the City for the proposed relocation project by Farber Specialty Vehicles, Inc. will create 30 (thirty) full-time permanent jobs; retain 29 (twenty-nine)) full-time positions; increase opportunities for employment and strengthen the economy of the city; and

WHEREAS, receiving these tax credits from the State and the City is a critical factor in Farber Specialty Vehicles, Inc.'s decision to go forward with the project; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the City hereby finds and determines that the project will (1) create jobs in the State and City; (2) the project is economically sound and will benefit the people of the State and City by increasing opportunities for employment and strengthening the economy of the State and City; and (3) receiving the aforementioned tax credits is a critical factor in the decision by Farber Specialty Vehicles, Inc. to go forward with the project.

Section 2. That the City Council hereby finds and determines that the project meets all the requirements of the City Act.

Section 3. That the Director of the Department of Development is hereby authorized and directed to enter into and execute a 5-year, 50% Jobs Creation Tax Credit Agreement with Farber Specialty Vehicles, Inc.

Section 4. That the ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1133-02

To authorize the Director of Public Utilities to enter into and execute the Memorandum of Understanding with the Delaware County Soil and Water Conservation District, for the Conservation Reserve Enhancement Program (CREP) for the Upper Big Walnut Creek, for the Division of Water, and to authorize the expenditure of \$75,000.00. (\$75,000.00)

WHEREAS, the State of Ohio and the U.S. Department of Agriculture has recently entered into an agreement to implement a Conservation Reserve Enhancement Program (CREP) for the Upper Big Walnut Creek, and

WHEREAS, the purpose of this program is to improve water quality and reduce agricultural pollution to surface water and the drinking water supply of Columbus, and

WHEREAS, it has become necessary in the usual daily operation of the Division of Water/ Department of Public Utilities, to authorize the Director of Public Utilities to enter into a Memorandum of Understanding with the Delaware County Soil and Water Conservation Districts Board/ for the Conservation Reserve Enhancement Program (CREP) for the Upper Big Walnut Creek/ with the Division of Water, for the preservation of public health, peace, property and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Public Utilities be and is hereby authorized to enter into and execute a Memorandum of Understanding, with the Delaware County Soil and Water Conservation Districts Board, for the Conservation Reserve Enhancement Program (CREP) for the Upper Big Walnut Creek, for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$75,000.00 or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department No. 60-09, OCA Code 603001, Object Level One 03, Object Level Three 3407, to pay the cost thereof.

Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1134-02

To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release certain sewer easements, located in the vicinity of New Albany Road and Fodor Road, at the request of New Albany Real Estate LLC in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

WHEREAS, the City of Columbus, Department of Public Utilities, is the owner of a certain sanitary sewer easement by virtue of a recorded deed of easement in the Franklin County Recorders Office; and

WHEREAS, New Albany Real Estate LLC has requested that a certain portion of the aforementioned sewer easement be released in exchange for a replacement easement previously granted to the City of Columbus; and

WHEREAS, the Department of Public Utilities, Division of Sewerage & Drainage, after investigation, has determined that the release of the subject easement rights will not adversely affect the operations of the City of Columbus; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Department of Public Utilities be, and hereby is authorized to execute those documents, approved by the Department of Law, Real Estate Division, necessary to release a portion of certain sanitary easement rights in and to the following described real property:

15' IN WIDTH EASEMENT

Situated in the State of Ohio, County of Franklin, City of Columbus, being located in Quarter Township 3, Township 2, Range 16, United States Military Lands, and being a 15 foot in width sanitary sewer easement over part of a 2.396 acre tract conveyed to New Albany, Inc. of record in Instrument number 199907210185193, and being more particularly described as follows:

Beginning, at a point at the southeasterly corner of said 2.396 acre tract, being the easterly line of an original 4.548 acre tract conveyed to Tim Donut U.S., Limited, Inc. as recorded in Official Record Volumes O.R. 32833 117 and 32833 119;

Thence N 86° 25' 41" W, a distance of 15.00 feet, along the southerly line of said 2.396 acre tract, to a point;

Thence N 03° 34' 19" E, a distance of 100.20 feet, through said 2.396 acre tract, to a point;

Thence N 86° 25' 41" W, a distance of 150.00 feet, through said 2.396 acre tract, to a point;
 Thence N 03° 34' 19" E, a distance of 15.00 feet, through said 2.396 acre tract, to a point;
 Thence S 86° 25' 41" E, a distance of 165.00 feet, through said 2.396 acre tract, to a point in the easterly line of said 2.396 acre tract;
 Thence S 03° 34' 19" W, a distance of 115.20 feet, along the easterly line of said 2.396 acre tract, to the point of beginning.
 Bearings are based on the bearings contained on the Plat of "Fodor Road Dedication and Easements" of record in Plat Book 83, Page 11.
 All references being to records of the Recorder's Office, Franklin County, Ohio.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1135-02

To authorize the Finance Director to enter into a contract with Utility Truck Equipment, Inc. for the purchase of two Super Duty Cab/Chassis with Utility Bodies and Aerial Towers for the Division of Electricity and to authorize the expenditure of \$141,732.00 from the Division of Electricity Operating Fund. (\$141,732.00)

WHEREAS, the Division of Electricity requires two (2) Super Duty Cab/Chassis with Utility Bodies and 40' Aerial Towers for the installation and maintenance of its street lighting system; and

WHEREAS, the Purchasing Office received and opened bids on June 6, 2002; and

WHEREAS, Utility Truck Equipment submitted the lowest responsive and responsible bid for Item 3 of Solicitation Number SA000251GRW; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Finance be and is hereby authorized to enter into a contract for the purchase of two (2) Super Duty Cab/Chassis with Utility Bodies and 40' Aerial Towers, in the amount of \$141,732.00, for the Division of Electricity, on the basis of bids received and opened on June 6, 2002, SA000251GRW.

Section 2. That to pay the cost of the aforesaid contract, the expenditure of \$141,732.00, or so much thereof as may be needed, is hereby authorized from Division of Electricity, Division No. 60-07, Operating Fund 550, OCA 606723, Object Level Three 6652.

Section 3. That this ordinance shall take effect and may be in force from and after the earliest period allowed by law.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1136-02

To Authorize the Finance Director to establish a Blanket Purchase Order with Alfa Laval Separation, Inc. for Centrifuge Parts and Services in accordance with the existing Universal Term Contract for the Division of Sewerage and Drainage; to authorize the expenditure of \$245,000.00 from the Sewerage System Operating Fund. (\$245,000.00)

WHEREAS, a Universal Term Contract has been established for centrifuge parts and services with Alfa Laval Separation Inc.; and,

WHEREAS, it is necessary to establish a Blanket Purchase Order to insure sufficient funds for the Division of Sewerage; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director be and he is hereby authorized to establish Blanket Purchase Order with Alfa Laval Separation Inc. for Centrifuge parts and services in accordance with the Universal Term Contract for use in the Division of Sewerage and Drainage; and,

Section 2. That the purpose of paying the cost thereof, the expenditure of \$245,000.00 or so much thereof as may be needed, is hereby authorized from the Sewerage System Operating fund. Fund No. 650; and,

Division No. 60-05 - Department of Public Utilities

<u>OCA</u>	<u>Object Level One</u>	<u>Object Level Three</u>	<u>Amount</u>
605030	02	2245	\$ 45,000.00
605030	03	3372	\$ 50,000.00
605063	02	2245	\$ 50,000.00
605063	03	3374	<u>\$100,000.00</u>
Total			\$245,000.00

to pay the cost thereof.

Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1137-02

To authorize the Director of the Public Service Department to execute those documents required to sell Walnut Street from Grubb Street east to Skidmore Street to Pilot Dogs, Inc.; and to waive the competitive bidding provisions of Columbus City Codes.

WHEREAS, the City of Columbus, Public Service Department, Transportation Division, is the owner of that right-of-way identified as Walnut Street from Grubb Street east to Skidmore Street; and

WHEREAS, Pilot Dogs, Inc., has requested the opportunity to purchase this right-of-way to allow for future development of their adjacent lots; and

WHEREAS, the Department of Law, Real Estate Division, established an estimated value of \$3,049.20 for this right-of-way; and

WHEREAS, after investigation, it has been determined that the transfer of the requested right-of-way will not adversely affect the City; and

WHEREAS, the Land Review Commission voted to recommend that the requested right-of-way be sold to Pilot Dogs, Inc., for \$3,049.20;

now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Public Service Department be and is hereby authorized to execute quit claim deeds and other incidental instruments prepared by the Department of Law, Real Estate Division, necessary to transfer the following described right-of-way to Pilot Dogs, Inc., for \$3,049.20; to-wit:

Situated in the State of Ohio, County of Franklin, City of Columbus, being 0.087 acres of Walnut Street between South Grubb Street and South Skidmore Street as delineated on M.L. Sullivant Second Addition to Franklinton as Minard Alley (Walnut Street) and recorded in Plat Book 1, Page 74 (all references refer to records in the Franklin County Recorder's Office, Ohio) and more fully described as follows:

Beginning at an existing iron pin at the south west corner of Lot 22 of said M.L. Sullivant Second Addition to Franklinton at the intersection of the northerly right of way of said Walnut Street and the easterly right of way of South Grubb Street;

Thence South 89°41'56" East a distance of 230.86 feet, along the northerly right of way of said Walnut Street, to an existing iron pin at the intersection of the northerly right of way of said Walnut Street and the westerly right of way of South Skidmore Street;

Thence South 0°01'52" West a distance of 16.51 feet to an existing iron pin at the intersection of the south right of way of said Walnut Street and the westerly right of way of said South Skidmore Street;

Thence North 89°41'56" West a distance of 230.85 feet, along the southerly right of way of said Walnut Street, to an iron pin set at the intersection of the southerly right of way of said Walnut street and the easterly right of way of said South Grubb Street;

Thence North 0°00'03" East a distance of 16.51 feet to the Point of Beginning containing 3811 square feet or 0.087 acres more or less according to an actual field survey made by Hockaden and Associates, Inc. in March of 2002

Bearings are based upon the east right of way of South Grubb Street assumed bearing North 0°00'03" East and all other bearings based upon this meridian.

HOCKADEN AND ASSOCIATES, INC.

Frank C. Long, P.S. Professional Surveyor No. 6615

Section 2. That the above referenced real property shall be considered excess road right-of-way and the public rights therein shall terminate upon the Director's execution and delivery of said quit claim deeds to the grantees thereof.

Section 3. That the \$3,049.20 to be received by the City as consideration for the sale of this right-of-way shall be deposited in Fund 748, Project 537650.

Section 4. That a general utility easement in, on, over, across, under and through the above referenced property shall be and hereby is reserved unto the City of Columbus for existing utilities located within said property.

Section 5. That this Council has determined it is in the best interest of the City of Columbus to allow these rights-of-way to be sold without requiring competitive bidding and hereby waives the competitive bidding provision of Columbus City Codes (1959) Revised, Section 329.25 with regards to the transfer of these properties.

Section 6. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1138-02

To create the South Side/Area C Community Reinvestment Area, and to authorize real property tax exemptions as established in Section 3735.65 to 3735.70 of the Ohio Revised Code.

WHEREAS, the council of the City of Columbus (hereinafter "Council") desires to pursue reasonable and legitimate incentive measures to assist and encourage development in specific areas of the City of Columbus that have not enjoyed reinvestment from remodeling or new construction; and

WHEREAS, Resolution No. 1698-78, approved August 3, 1978, authorized the Department of Development to carry out a Community Reinvestment Program, pursuant to Sections 3735.65 to 3735.70 of the Ohio Revised Code, and approved certain administrative procedures for the program; and

WHEREAS, a survey of housing (see Exhibit A) as required by Ohio Revised Code (ORC) Section 3735.66 has been prepared and included in this proposed Community Reinvestment Area; and

WHEREAS, the remodeling of existing and construction of new residential structures in this Community Reinvestment Area would serve to encourage economic stability, maintain real property values, and generate new employment opportunities; and

WHEREAS, the remodeling of existing and the construction of new residential structures in this Community Reinvestment Area constitutes a public purpose for which real property exemptions may be granted; and

WHEREAS, This proposal is a public/private partnership intended to promote and expand conforming uses in the designated area, the City of Columbus intends to undertake supporting public improvements in the designated area; and now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. The area designated as Community Reinvestment Area South Side/Area C constitutes an area in which housing facilities or structures of historical significance are located, and in which new construction or repair of existing facilities has been discouraged.

Section 2. Pursuant to ORC Section 3735.66, Community Reinvestment Area South Side/Area C is hereby established in the following described area:

West: Bounded by the rear property lines on the west side of High Street;

North: Bounded by the rear property lines on the north side of the following boundaries :

Moler Street (between High Street and City Park Avenue); Frebis Avenue (between City Park Avenue and Parsons Avenue); and Livingston Avenue (between Parsons Avenue and Lockbourne Road);

East: Bounded by the rear property lines on the east side of the following boundaries:

Lockbourne Road (between Livingston Avenue and Frebis Avenue); 19th Street (between Frebis Avenue and Markison Avenue); Ann Street (between Markison Avenue and Olpp Avenue); Parsons Avenue (between Olpp Avenue and Innis Avenue); Wager Street (between Innis Avenue and Marion Road); Parsons Avenue (between Marion Road and Hosack Street);

South: Bounded by the rear property lines on the south side of the following boundaries:

Frebis Avenue (between Lockbourne Road and 19th Street); Markison Avenue (between 19th Street and Ann Street); Olpp Avenue (between Ann Street and Parsons Avenue); Innis Avenue (east of Parsons Avenue); Marion Street (between Wager Street and Parsons Avenue); Hosack Street (between Parsons Avenue and High Street).

The Community Reinvestment Area is approximately depicted as the area on the map attached to this Ordinance, marked Exhibit B; by parcel number, marked Exhibit B (1); and by this reference incorporated herein.

Only residential properties consistent with the applicable zoning regulations within the designated Community Reinvestment Area will be eligible for exemptions under this Program.

Section 3. All properties identified in Exhibit A as being within the designated Community Reinvestment Area South Side/Area C are eligible for this abatement if they meet the criteria outlined in Sections 3 and 4 of this Ordinance: including vacant residentially-zoned parcels; owner occupied residential properties; or existing rental properties.

Section 4. A tax exemption on the increase in the assessed valuation resulting from improvements as described herein shall be granted upon proper application by the property owner and certification thereof by the designated Housing Officer for the following periods:

(a) One hundred percent (100%) for ten (10) years for the remodeling of:

- owner-occupied dwellings containing not more than two housing units and upon which the remodeling cost is at least twenty percent (20%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;
 - rental housing, containing not more than two housing units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;
 - conversion of rental housing to owner-occupied housing, containing not more than two units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement.
- (b) One hundred percent (100%) for twelve (12) years for the remodeling of:
- owner-occupied dwellings containing more than two housing units and upon which the remodeling cost is at least twenty percent (20%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;
 - rental housing, containing more than two housing units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;
 - conversion of rental housing to owner-occupied housing, containing more than two units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement.
- (c) One hundred percent (100%) for fifteen (15) years for newly built:
- construction of new owner-occupied dwelling.
 - construction of new owner-occupied dwellings containing more than two housing units.

Applications must be filed with the Housing Officer no later than six months after construction completion.

Section 5. To administer and implement the provisions of this Ordinance, the Department of Development Housing Administrator, is designated as the Housing Officer as described in Sections 3735.65 through 3735.70.

Section 6. That a Community Reinvestment Area Housing Council shall be created, consisting of two members appointed by the Mayor of the City of Columbus, two members appointed by the Council of the City of Columbus and one member appointed by the Planning Commission of Columbus. The majority of the members shall then appoint two additional members who shall be residents within the area. Terms of the members of the Council shall be for three years. An unexpired term resulting from a vacancy in the Council shall be filled in the same manner as the initial appointment was made.

Section 7. Eligibility for abatement under this Ordinance shall terminate on the 5th anniversary of the effective date of this Ordinance and the Housing Officer is hereby directed not to accept any applications after that date.

Section 8. The Community Reinvestment Area Housing Council shall make an annual inspection of the properties within the district for which an exemption has been granted under Section 3735.66 of the ORC. The council shall also hear appeals under 3735.70, of the ORC.

Section 9. The Mayor of the City of Columbus is hereby authorized to submit such documentation to the Ohio Director of Development as is necessary to confirm the findings herein.

Section 10. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Note: Exhibit A on file in the City Clerk's Office.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1139-02

To create the South of Main/Area E Community Reinvestment Area, and to authorize real property tax exemptions as established in Section 3735.65 to 3735.70 of the Ohio Revised Code.

WHEREAS, the council of the City of Columbus (hereinafter "Council") desires to pursue reasonable and legitimate incentive measures to assist and encourage development in specific areas of the City of Columbus that have not enjoyed reinvestment from remodeling or new construction; and

WHEREAS, Resolution No. 1698-78, approved August 3, 1978, authorized the Department of Development to carry out a Community Reinvestment Program, pursuant to Sections 3735.65 to 3735.70 of the Ohio Revised Code, and approved certain administrative procedures for the program; and

WHEREAS, a survey of housing (see Exhibit A) as required by Ohio Revised Code (ORC) Section 3735.66 has been prepared and included in this proposed Community Reinvestment Area; and

WHEREAS, the remodeling of existing and construction of new residential structures in this Community Reinvestment Area would serve to encourage economic stability, maintain real property values, and generate new employment opportunities; and

WHEREAS, the remodeling of existing and the construction of new residential structures in this Community Reinvestment Area constitutes a public purpose for which real property exemptions may be granted; and

WHEREAS, This proposal is a public/private partnership intended to promote and expand conforming uses in the designated area, the City of Columbus intends to undertake supporting public improvements in the designated area, and now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. The area designated as Community Reinvestment Area South of Main/Area E constitutes an area in which housing facilities or structures of historical significance are located, and in which new construction or repair of existing facilities has been discouraged.

Section 2. Pursuant to ORC Section 3735.66, Community Reinvestment Area South of Main/Area E is hereby established in the following described area:

West: Bounded by I-70; North: Bounded by rear property lines on the North side of East Main Street; East: Bounded by Alum Creek Drive; South: Bounded by rear property lines on the south side of Cole Street.

The Community Reinvestment Area is approximately depicted as the area on the map attached to this Ordinance, marked Exhibit B; by parcel number, marked Exhibit B(1); and by this reference incorporated herein.

Only residential properties consistent with the applicable zoning regulations within the designated Community Reinvestment Area will be eligible for exemptions under this Program.

Section 3. All properties identified in Exhibit A as being within the designated Community Reinvestment Area South of Main/Area E are eligible for this abatement if they meet the criteria outlined in Sections 3 and 4 of this Ordinance: including vacant residentially-zoned parcels; owner occupied residential properties; or existing rental properties.

Section 4. A tax exemption on the increase in the assessed valuation resulting from improvements as described herein shall be granted upon proper application by the property owner and certification thereof by the designated Housing Officer for the following periods:

(a) One hundred percent (100%) for ten (10) years for the remodeling of:

- owner-occupied dwellings containing not more than two housing units and upon which the remodeling cost is at least twenty percent (20%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;

- rental housing, containing not more than two housing units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;

- conversion of rental housing to owner-occupied housing, containing not more than two units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement.

(b) One hundred percent (100%) for twelve (12) years for the remodeling of:

- owner-occupied dwellings containing more than two housing units and upon which the remodeling cost is at least twenty percent (20%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;

- rental housing, containing more than two housing units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;

- conversion of rental housing to owner-occupied housing, containing more than two units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement.

(c) One hundred percent (100%) for fifteen (15) years for newly built:

- construction of new owner-occupied dwelling.

- construction of new owner-occupied dwellings containing more than two housing units.

Applications must be filed with the Housing Officer no later than six months after construction completion.

Section 5. To administer and implement the provisions of this Ordinance, the Department of Development Housing Administrator, is designated as the Housing Officer as described in Sections 3735.65 through 3735.70.

Section 6. That a Community Reinvestment Area Housing Council shall be created, consisting of two members appointed by the Mayor of the City of Columbus, two members appointed by the Council of the City of Columbus and one member appointed by the Planning Commission of Columbus. The majority of the members shall then appoint two additional members who shall be residents within the area. Terms of the members of the Council shall be for three years. An unexpired term resulting from a vacancy in the Council shall be filled in the same manner as the initial appointment was made.

Section 7. Eligibility for abatement under this Ordinance shall terminate on the 5th anniversary of the effective date of this Ordinance and the Housing Officer is hereby directed not to accept any applications after that date.

Section 8. The Community Reinvestment Area Housing Council shall make an annual inspection of the properties within the district for which an exemption has been granted under Section 3735.66 of the ORC. The council shall also hear appeals under 3735.70, of the ORC.

Section 9. The Mayor of the City of Columbus is hereby authorized to submit such documentation to the Ohio Director of Development as is necessary to confirm the findings herein.

Section 10. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Note: Exhibit A on file in the City Clerk's Office.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1140-02

To create the Linden/Area A Community Reinvestment Area, and to authorize real property tax exemptions as established in Section 3735.65 to 3735.70 of the Ohio Revised Code.

WHEREAS, the council of the City of Columbus (hereinafter "Council") desires to pursue reasonable and legitimate incentive measures to assist and encourage development in specific areas of the City of Columbus that have not enjoyed reinvestment from remodeling or new construction; and

WHEREAS, Resolution No. 1698-78, approved August 3, 1978, authorized the Department of Development to carry out a Community Reinvestment Program, pursuant to Sections 3735.65 to 3735.70 of the Ohio Revised Code, and approved certain administrative procedures for the program; and

WHEREAS, a survey of housing (see Exhibit A) as required by Ohio Revised Code (ORC) Section 3735.66 has been prepared and included in this proposed Community Reinvestment Area; and

WHEREAS, the remodeling of existing and construction of new residential structures in this Community Reinvestment Area would serve to encourage economic stability, maintain real property values, and generate new employment opportunities; and

WHEREAS, the remodeling of existing and the construction of new residential structures in this Community Reinvestment Area constitutes a public purpose for which real property exemptions may be granted; and

WHEREAS, This proposal is a public/private partnership intended to promote and expand conforming uses in the designated area, the City of Columbus intends to undertake supporting public improvements in the designated area; and now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. The area designated as Community Reinvestment Area Linden/Area A constitutes an area in which housing facilities or structures of historical significance are located, and in which new construction or repair of existing facilities has been discouraged.

Section 2. Pursuant to ORC Section 3735.66, Community Reinvestment Area Linden/Area A is hereby established in the following described area:

West: bounded by I-71;

North: Bounded by the rear property lines on the north side of Hudson Avenue; and the rear property lines on the north side of Mock Road;

East: Bounded by the rear property lines on the east side of Rankin; the rear property lines on the east side of Woodland Avenue; and the railroad (from Seventeenth Avenue south to 5th Avenue);

South: Bounded by the rear property lines on the south side of Seventeenth Avenue; and the rear property lines on the south side of Fifth Avenue.

The Community Reinvestment Area is approximately depicted as the area on the map attached to this Ordinance, marked Exhibit B; by parcel number, marked Exhibit B (1); and by this reference incorporated herein.

Only residential properties consistent with the applicable zoning regulations within the designated Community Reinvestment Area will be eligible for exemptions under this Program.

Section 3. All properties identified in Exhibit A as being within the designated Community Reinvestment Area Linden/Area A are eligible for this abatement if they meet the criteria outlined in Sections 3 and 4 of this Ordinance: including vacant residentially-zoned parcels; owner occupied residential properties; or existing rental properties.

Section 4. A tax exemption on the increase in the assessed valuation resulting from improvements as described herein shall be granted upon proper application by the property owner and certification thereof by the designated Housing Officer for the following periods:

(a) One hundred percent (100%) for ten (10) years for the remodeling of:

- owner-occupied dwellings containing not more than two housing units and upon which the remodeling cost is at least twenty percent (20%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;

- rental housing, containing not more than two housing units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;

- conversion of rental housing to owner-occupied housing, containing not more than two units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement.

(b) One hundred percent (100%) for twelve (12) years for the remodeling of:

- owner-occupied dwellings containing more than two housing units and upon which the remodeling cost is at least twenty percent (20%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;

- rental housing, containing more than two housing units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;

- conversion of rental housing to owner-occupied housing, containing more than two units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement.

(c) One hundred percent (100%) for fifteen (15) years for newly built:

- construction of new owner-occupied dwelling.

- construction of new-owner-occupied dwellings containing more than two housing units.

Applications must be filed with the Housing Officer no later than six months after construction completion.

Section 5. To administer and implement the provisions of this Ordinance, the Department of Development Housing Administrator, is designated as the Housing Officer as described in Sections 3735.65 through 3735.70.

Section 6. That a Community Reinvestment Area Housing Council shall be created, consisting of two members appointed by the Mayor of the City of Columbus, two members appointed by the Council of the City of Columbus and one member appointed by the Planning Commission of Columbus. The majority of the members shall then appoint two additional members who shall be residents within the area. Terms of the members of the Council shall be for three years. An unexpired term resulting from a vacancy in the Council shall be filled in the same manner as the initial appointment was made.

Section 7. Eligibility for abatement under this Ordinance shall terminate on the 5th anniversary of the effective date of this Ordinance and the Housing Officer is hereby directed not to accept any applications after that date.

Section 8. The Community Reinvestment Area Housing Council shall make an annual inspection of the properties within the district for which an exemption has been granted under Section 3735.66 of the ORC. The council shall also hear appeals under 3735.70, of the ORC.

Section 9. The Mayor of the City of Columbus is hereby authorized to submit such documentation to the Ohio Director of Development as is necessary to confirm the findings herein.

Section 10. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Note: Exhibit A on file in the City Clerk's Office.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1141-02

To create the Hilltop/Area D Community Reinvestment Area, and to authorize real property tax exemptions as established in Section 3735.65 to 3735.70 of the Ohio Revised Code.

WHEREAS, the council of the City of Columbus (hereinafter "Council") desires to pursue reasonable and legitimate incentive measures to assist and encourage development in specific areas of the City of Columbus that have not enjoyed reinvestment from remodeling or new construction; and

WHEREAS, Resolution No. 1698-78, approved August 3, 1978, authorized the Department of Development to carry out a Community Reinvestment Program, pursuant to Sections 3735.65 to 3735.70 of the Ohio Revised Code, and approved certain administrative procedures for the program; and

WHEREAS, a survey of housing (see Exhibit A) as required by Ohio Revised Code (ORC) Section 3735.66 has been prepared and included in this proposed Community Reinvestment Area; and

WHEREAS, the remodeling of existing and construction of new residential structures in this Community Reinvestment Area would serve to encourage economic stability, maintain real property values, and generate new employment opportunities; and

WHEREAS, the remodeling of existing residential structures and the construction of new residential structures in this Community Reinvestment Area constitutes a public purpose for which real property exemptions may be granted; and

WHEREAS, This proposal is a public/private partnership intended to promote and expand conforming uses in the designated area, the City of Columbus intends to undertake supporting public improvements in the designated area, and now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. The area designated as Community Reinvestment Area Hilltop/Area D constitutes an area in which housing facilities or structures of historical significance are located, and in which new construction or repair of existing facilities has been discouraged.

Section 2. Pursuant to ORC Section 3735.66, Community Reinvestment Area Hilltop/Area D is hereby established in the following described area:

West: Bounded by the rear property lines on the west side of Hague Avenue;

North: Bounded by the railroad tracks (south of the Valleyview corporate limits); and by the rear property lines north of West Broad Street (between Wheatland Avenue and Rhodes Park);

East: Bounded by the rear property lines on the east side of Wheatland Avenue (north of West Broad Street); by Glenwood City Park; and by the rear property lines on the east side of Columbian Avenue (between Floral Avenue and Sullivant Avenue);

South: Bounded by the rear property lines on the south side of Sullivant Avenue (between Columbian Avenue and Hague Avenue).

The Community Reinvestment Area is approximately depicted as the area on the map attached to this Ordinance, marked Exhibit B; by parcel number, marked Exhibit B (1); and by this reference incorporated herein.

Only residential properties consistent with the applicable zoning regulations within the designated Community Reinvestment Area will be eligible for exemptions under this Program.

Section 3. All properties identified in Exhibit A as being within the designated Community Reinvestment Area Hilltop/Area D are eligible for this abatement if they meet the criteria outlined in Sections 3 and 4 of this Ordinance: including vacant residentially-zoned parcels; owner occupied residential properties; or existing rental properties.

Section 4. A tax exemption on the increase in the assessed valuation resulting from improvements as described herein shall be granted upon proper application by the property owner and certification thereof by the designated Housing Officer for the following periods:

(a) One hundred percent (100%) for ten (10) years for the remodeling of:

- owner-occupied dwellings containing not more than two housing units and upon which the remodeling cost is at least twenty percent (20%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;

- rental housing, containing not more than two housing units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;

- conversion of rental housing to owner-occupied housing, containing not more than two units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement.

(b) One hundred percent (100%) for twelve (12) years for the remodeling of:

- owner-occupied dwellings containing more than two housing units and upon which the remodeling cost is at least twenty percent (20%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;

- rental housing, containing more than two housing units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;

- conversion of rental housing to owner-occupied housing, containing more than two units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement.

(c) One hundred percent (100%) for fifteen (15) years for newly built:

- construction of new owner-occupied dwelling.

- construction of new owner-occupied dwellings containing more than two housing units.

Applications must be filed with the Housing Officer no later than six months after construction completion.

Section 5. To administer and implement the provisions of this Ordinance, the Department of Development Housing Administrator, is designated as the Housing Officer as described in Sections 3735.65 through 3735.70.

Section 6. That a Community Reinvestment Area Housing Council shall be created, consisting of two members appointed by the Mayor of the City of Columbus, two members appointed by the Council of the City of Columbus and one member appointed by the Planning Commission of Columbus. The majority of the members shall then appoint two additional members who shall be residents within the area. Terms of the members of the Council shall be for three years. An unexpired term resulting from a vacancy in the Council shall be filled in the same manner as the initial appointment was made.

Section 7. Eligibility for abatement under this Ordinance shall terminate on the 5th anniversary of the effective date of this Ordinance and the Housing Officer is hereby directed not to accept any applications after that date.

Section 8. The Community Reinvestment Area Housing Council shall make an annual inspection of the properties within the district for which an exemption has been granted under Section 3735.66 of the ORC. The council shall also hear appeals under 3735.70, of the ORC.

Section 9. The Mayor of the City of Columbus is hereby authorized to submit such documentation to the Ohio Director of Development as is necessary to confirm the findings herein.

Section 10. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Note: Exhibit A on file in the City Clerk's Office.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1142-02

To create the North of Broad/Area B Community Reinvestment Area, and to authorize real property tax exemptions as established in Section 3735.65 to 3735.70 of the Ohio Revised Code.

WHEREAS, the council of the City of Columbus (hereinafter "Council") desires to pursue reasonable and legitimate incentive measures to assist and encourage development in specific areas of the City of Columbus that have not enjoyed reinvestment from remodeling or new construction; and

WHEREAS, Resolution No. 1698-78, approved August 3, 1978, authorized the Department of Development to carry out a Community Reinvestment Program, pursuant to Sections 3735.65 to 3735.70 of the Ohio Revised Code, and approved certain administrative procedures for the program; and

WHEREAS, a survey of housing (see Exhibit A) as required by Ohio Revised Code (ORC) Section 3735.66 has been prepared and included in this proposed Community Reinvestment Area; and

WHEREAS, the remodeling of existing and construction of new residential structures in this Community Reinvestment Area would serve to encourage economic stability, maintain real property values, and generate new employment opportunities; and

WHEREAS, the remodeling of existing and the construction of new residential structures in this Community Reinvestment Area constitutes a public purpose for which real property exemptions may be granted; and

WHEREAS, This proposal is a public/private partnership intended to promote and expand conforming uses in the designated area, the City of Columbus intends to undertake supporting public improvements in the designated area; and now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. The area designated as Community Reinvestment Area North of Broad/Area B constitutes an area in which housing facilities or structures of historical significance are located, and in which new construction or repair of existing facilities has been discouraged.

Section 2. Pursuant to ORC Section 3735.66, Community Reinvestment Area North of Broad/Area B is hereby established in the following described area:

West: Bounded by I-71;

North: Bounded by Leonard Avenue; and the rear property lines on the north side Maryland Avenue (from Taylor Avenue to Nelson Road);

East: Bounded by Nelson Road;

South: Bounded by the rear property lines on the south side of East Broad Street).

The Community Reinvestment Area is approximately depicted as the area on the map attached to this Ordinance, marked Exhibit B; by parcel number, marked Exhibit B (1); and by this reference incorporated herein.

Only residential properties consistent with the applicable zoning regulations within the designated Community Reinvestment Area will be eligible for exemptions under this Program.

Section 3. All properties identified in Exhibit A as being within the designated Community Reinvestment Area North of Broad/Area B are eligible for this abatement if they meet the criteria outlined in Sections 3 and 4 of this Ordinance: including vacant residentially-zoned parcels; owner occupied residential properties; or existing rental properties.

Section 4. A tax exemption on the increase in the assessed valuation resulting from improvements as described herein shall be granted upon proper application by the property owner and certification thereof by the designated Housing Officer for the following periods:

(a) One hundred percent (100%) for ten (10) years for the remodeling of

- owner-occupied dwellings containing not more than two housing units and upon which the remodeling cost is at least twenty percent (20%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;

- rental housing containing not more than two units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;

- conversion of rental housing to owner-occupied housing, containing not more than two units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;

(b) One hundred percent (100%) for twelve (12) years for the remodeling of:

- owner-occupied dwellings containing more than two housing units and upon which the remodeling cost is at least twenty percent (20%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;

- rental housing containing more than two housing units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;

- conversion of rental housing to owner-occupied housing, containing more than two units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement;

(c) One hundred percent (100%) for fifteen (15) years for newly built:

- construction of new owner-occupied dwelling

- construction of new owner-occupied dwellings containing more than two housing units.

Applications must be filed with the Housing Officer no later than six months after construction completion.

Section 5. To administer and implement the provisions of this Ordinance, the Department of Development Housing Administrator, is designated as the Housing Officer as described in Sections 3735.65 through 3735.70.

Section 6. That a Community Reinvestment Area Housing Council shall be created, consisting of two members appointed by the Mayor of the City of Columbus, two members appointed by the Council of the City of Columbus and one member appointed by the Planning Commission of Columbus. The majority of the members shall then appoint two additional members who shall be residents within the area. Terms of the members of the Council shall be for three years. An unexpired term resulting from a vacancy in the Council shall be filled in the same manner as the initial appointment was made.

Section 7. Eligibility for abatement under this Ordinance shall terminate on the 5th anniversary of the effective date of this Ordinance and the Housing Officer is hereby directed not to accept any applications after that date.

Section 8. The Community Reinvestment Area Housing Council shall make an annual inspection of the properties within the district for which an exemption has been granted under Section 3735.66 of the ORC. The council shall also hear appeals under 3735.70, of the ORC.

Section 9. The Mayor of the City of Columbus is hereby authorized to submit such documentation to the Ohio Director of Development as is necessary to confirm the findings herein.

Section 10. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Note: Exhibit A on file in the City Clerk's Office.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1184-02

To authorize the Director of the Department of Public Safety to enter into a contract with ACS State and Local Solutions, Inc. (ACS) to provide billing and collection services under the city's third party EMS reimbursement program and to authorize the expenditure of \$150,000 from the general fund.

WHEREAS, it is in the best interest of the City of Columbus to enter into a contract with ACS State and Local Solutions, Inc. (ACS) to provide billing and collection services under the city's emergency medical services reimbursement program; and

WHEREAS, ACS State and Local Solutions, Inc is qualified and experienced in emergency medical service information management and billing services; and

WHEREAS, it is necessary to authorize this contract so that billing can commence no later than the first quarter of 2003; now, therefore

BE IT ORDAINED BY THE CITY OF COLUMBUS:

Section 1. That the Director of the Department of Public Safety is hereby authorized to enter into a contract with ACS State and Local Solutions, Inc. (ACS), to provide billing and collection services under the city's emergency medical services reimbursement program.

Section 2. That the expenditure of \$150,000, or so much thereof as may be necessary from the General Fund, Fund No. 10, Department of Public Safety, Division of Fire, Division No. 30-04, Object 03, Object Level Three 3336, OCA 301499, is hereby authorized and directed.

Section 3. This ordinance shall take effect and be in force after the earliest period allowed by law.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1197-02

To authorize and direct the Director of Recreation and Parks to enter into contract with Alien Washington Enterprises, Inc., for the Electrical Renovations at Columbus Swim Center Project, to authorize the transfer and expenditure of \$75,000.00 from the Voted 1995 and 1999 Parks and Recreation Bond Fund, and to declare an emergency. (\$75,000.00)

WHEREAS, bids were received by the Recreation and Parks Department on July 2, 2002, for the Electrical Renovations at Columbus Swim Center Project; and

WHEREAS, the contract will be awarded to the lowest responsive and responsible bidder; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said contract and transfer said funds for the preservation of public health, peace, property and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with Alien Washington Enterprises, Inc., for the Electrical Renovations at Columbus Swim Center Project, in accordance with plans and specifications on file in the Recreation and Parks Department.

Section 2. That the transfer of \$75,000.00 within the Voted 1995 and 1999 Parks and Recreation Bond Fund be and is hereby authorized to provide funds in the proper project account for the Electrical Renovations at Columbus Swim Center Project, as follows:

FROM:						
<u>Fund No.</u>	<u>Dept. No.</u>	<u>OCA Code</u>	<u>Project</u>	<u>Project Name</u>	<u>Object Level 3</u>	<u>Amount</u>
702	51-01	644526	510035	Facility Renovations	6620	\$75,000.00
TO:						
<u>Fund No.</u>	<u>Dept. No.</u>	<u>OCA Code</u>	<u>Project</u>	<u>Project Name</u>	<u>Object Level 3</u>	<u>Amount</u>
702	51-01	644625	510011	Swimming Facilities	6620	\$70,000.00
702	51-01	644625	510011	Swimming Facilities	6681	<u>\$5,000.00</u>
TOTAL						\$75,000.00

Section 3. That the expenditure of \$75,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Voted 1995 and 1999 Parks and Recreation Bond Fund, as follows, to pay the cost thereof.

<u>Fund Type</u>	<u>Dept.</u>	<u>Fund</u>	<u>Project No.</u>	<u>Project Name</u>	<u>Object Level 3</u>	<u>OCA Code</u>	<u>Amount</u>
Cap. Proj.	51-01	702	510011	Swimming Facilities	6620	644526	70,000.00
Cap. Proj.	51-01	702	510011	Swimming Facilities	6681	644526	5,000.00

Section 4. That for the purpose of paying for any contingencies which may occur during this project, the amount of \$10,000.00 has been included in Section 2, above. This amount will be expended only after approval by the Director of the Recreation and Parks Department, certification by the City Auditor, and approval by the City Attorney.

Section 5. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

Section 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1212-02

To authorize and direct the Finance Director to modify and extend the city-wide contracts for the option to purchase Vehicle Identification Materials, with 3M Company and Graphic Impression, Inc., and to declare an emergency.

WHEREAS, the Purchasing Office advertised and solicited formal bids, and selected the lowest bid; and

WHEREAS, vendors have agreed to extend FL000268 and FL000267 at current prices and conditions to and including May 31, 2003, and it is in the best interest of the City to exercise this option; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to extend FL000268 and FL000267 for an option to purchase Vehicle Identification Materials thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director be and is hereby authorized and directed to modify and extend FL000268 with 3M Company and FL000267 with Graphic Impressions, Inc. to and including May 31, 2003.

Section 2. That this modification is in accordance with Section 329.13 of the Columbus City Codes

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1213-02

To authorize and direct the Finance Director to enter into contract for an option to purchase Liquid Sodium Bisulfite, with JCI Jones Chemicals Inc., Inc., to authorize the expenditure of one dollar to establish a contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on June 20, 2002 and selected the lowest bidder; and
WHEREAS, this ordinance addresses Purchasing objectives of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into contract for an option to purchase Liquid Sodium Bisulfite, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director be and is hereby authorized and directed to enter into one contract for an option to purchase Liquid Sodium Bisulfite in accordance with Solicitation No. SA000240JRM as follows:

Company	Item(s)	Amount
JCI Jones Chemicals Inc.	Primary Award: ALL	\$1.00

Section 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-516, Object Level 3: 2270, OCA: 451120, to pay the cost thereof.

Section 3. That for the reason stated in the preamble here to, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1214-02

To authorize and direct the Finance Director to enter into two contracts for an option to purchase Rebuilt Starters and Alternators, with Jim's Auto Electric Service Company, and Hite Parts Exchange, Inc., to authorize the expenditure of two dollars to establish contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$2.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on February 14, 2002 and selected the lowest, responsible and responsive bids; and

WHEREAS, this ordinance addresses Purchasing objectives of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into two contracts for an option to purchase Rebuilt Starters and Alternators, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director be and is hereby authorized and directed to enter into two contracts for an option to purchase Rebuilt Starters and Alternators in accordance with Solicitation No. SA000153RW as follows:

Company	Item(s)	Amount
Jim's Auto Electric Service Company	1	\$1.00
Hite Parts Exchange, Inc.	2	\$1.00

Section 2. That the expenditure of \$2.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-516, Object Level 3: 2270, OCA: 451120, to pay the cost thereof.

Section 3. That for the reason stated in the preamble here to, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1215-02

To authorize the Director of Finance to execute those documents required to sell the property known as the Livingston Court Apartments to Ebner Properties Ltd. and to declare an emergency.

WHEREAS, the City of Columbus, Public Utilities Department, Division of Sewerage and Drainage, is the owner of property known as the Livingston Court Apartments; and

WHEREAS, The Division of Sewerage and Drainage, based a single offer received May 30, 2002, wishes to sell the property to Ebner Properties Ltd. for \$276,000.00; and

WHEREAS, the Department of Law, Real Estate Division and the Purchasing Office along with the Department of Public Utilities participated in the development of the specifications, including setting the minimum bid amount at the fair market value of the property. The fair market value of the property was determined by an appraiser to be a total value of \$250,000.00, and

WHEREAS, the Land Review Commission voted to recommend that the requested property be sold to Ebner Properties Ltd. for \$276,000.00, the only responsive bid; now, therefore,

WHEREAS, the Department of Public Utilities Division of Sewerage and Drainage has been responsible since 1999 for maintaining said property and therefore prefers that the sales transaction take place as soon as possible to save any further maintenance expenses, and

WHEREAS, returning the property to private ownership would enable productive use and additional commerce in the City of Columbus, and

WHEREAS, an emergency exists in the usual daily operations of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize sale of the Livingston Court Apartments to Ebner Properties Ltd. for the preservation of the public peace, health, property and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Finance Department be and is hereby authorized to execute quit claim deeds and other incidental instruments prepared by the Department of Law, Real Estate Division, necessary to transfer the property known as the Livingston Court Apartments to Ebner Properties Ltd. for \$276,000.00; to-wit:

Section 2. That the above referenced real property shall be considered excess and the public right therein shall terminate upon the Director's execution and delivery of said quit claim deeds to the grantees thereof.

Section 3. That the \$276,000.00 to be received by the City as consideration for the sale of this property shall be deposited in Fund 650.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor disapproves the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1216-02

To accept Memorandum of Understanding #2002-03 executed between representatives of the City of Columbus and Columbus Municipal Association of Government Employees (CMAGE), which amends the Collective Bargaining Contract, August 24, 1999 through August 23, 2002; and to declare an emergency.

WHEREAS, representatives of the City and Columbus Municipal Association of Government Employees (CMAGE) entered into Memorandum of Understanding #2002-03, a copy of which is attached hereto as Exhibit 1, to amend Appendix B of the Collective Bargaining Contract between the City and CMAGE, August 24, 1999 through August 24, 2002; and

WHEREAS, it is necessary to amend the Collective Bargaining Contract between the City and CMAGE by accepting Memorandum of Understanding #2002-03 thereby preserving the public peace, property, health, safety, and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That Memorandum of Understanding #2002-03 amends the Collective Bargaining Contract between the City and CMAGE, August 23, 1999 through August 24, 2002.

Section 2. That City Council, in the best interest of the City, hereby recognizes and accepts Memorandum of Understanding #2002-03, marked as Exhibit 1, a copy of which is attached hereto, executed between representatives of the City and CMAGE to be effective with the beginning of the pay period following passage by City Council.

Section 3. For the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

Note: Exhibit 1 on file in the City Clerk's Office

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1217-02

To accept Memorandum of Understanding #2002-02 executed between representatives of the City of Columbus and American Federation of State, County and Municipal Employees (AFSCME), Ohio Council 8, Local 1632, which amends the Collective Bargaining Contract, April 1, 2002 through March 31, 2005; and to declare an emergency.

WHEREAS, representatives of the City and American Federation of State, County and Municipal Employees (AFSCME), Local 1632, entered into Memorandum of Understanding #2002-02, a copy of which is attached hereto as Exhibit 1, to amend Appendix A of the Collective Bargaining Contract between the City and AFSCME, Ohio Council 8, Local 1632. April 1, 2002 through March 31, 2005; and

WHEREAS, it is necessary to amend the Collective Bargaining Contract between the City and AFSCME, Ohio Council 8, Local 1632, by accepting Memorandum of Understanding #2002-02 thereby preserving the public peace, property, health, safety, and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That Memorandum of Understanding #2002-02 amends the Collective Bargaining Contract between the City and AFSCME, Ohio Council 8, Local 1632, April 1, 2002 through March 31, 2005.

Section 2. That City Council, in the best interest of the City, hereby recognizes and accepts Memorandum of Understanding #2002-02, marked as Exhibit 1, a copy of which is attached hereto, executed between representatives of the City and AFSCME, Ohio Council 8, Local 1632, to be effective with the beginning of the pay period following passage by City Council.

Section 3. For the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

Note: Exhibit 1 on file in the City Clerk's Office.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1218-02

To authorize and direct the Director of Recreation and Parks to enter into contract with The Final Floor, Inc., Inc., for the Gym Floor Refinishing at Various Locations—2002 Project, to authorize the expenditure of \$70,000.00 from the Voted 1995 and 1999 Parks and Recreation Bond Fund, and to declare an emergency. (\$70,000.00)

WHEREAS, bids were received by the Recreation and Parks Department on June 11, 2002, and the contract for the Gym Floor Refinishing at Various Locations—2002 Project will be awarded on the basis of the lowest and best responsive and responsible bidder; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said contract for the preservation of public health, peace, property and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with The Final Floor, Inc., for the Gym Floor Refinishing at Various Locations—2002 Project, in accordance with plans and specifications on file in the Recreation and Parks Department.

Section 2. That the expenditure of \$70,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Voted 1995 and 1999 Parks and Recreation Bond Fund No. 702, as follows, to pay the cost thereof.

Fund Type	Dept. No.	Fund No.	Project Name	Project No.	Object Level 3	OCA Code	Amount
Cap. Proj.	51-01	702	Facility Renovations	510035	6620	644526	70,000.00

Section 3. That for the purpose of paying for any contingencies which may occur during this project, the amount of \$4,936.00 has been included in Section 2, above. This amount will be expended only after approval by the Director of the Recreation and Parks Department, certification by the City Auditor, and approval of the City Attorney.

Section 4. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

Section 5. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1219-02

To authorize and direct the Director of Recreation and Parks to accept federal grant funds from the Administration on Aging in the amount of \$123,128.00 for the provision of Medicare fraud and abuse training and to appropriate \$123,128.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department for the Central Ohio Area Agency on Aging, and to declare an emergency (\$123,128.00)

WHEREAS, it is necessary to accept and appropriate said grant funds so that the Central Ohio Area Agency on Aging of the Columbus Recreation and Parks Department can provide services throughout FY2002; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to accept and appropriate for the preservation of the public health, peace, property, safety and welfare; now, therefore,
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to accept federal grant funds from the Administration on Aging in the amount of \$123,128.00 for the provision of Medicare fraud and abuse training.

Section 2. That from the unappropriated monies in the Recreation and Parks Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2002, the sum of \$123,128.00 is appropriated to the Recreation and Parks Department, Department No. 51, Fund No. 286, as follows:

<u>GRANT TITLE</u>	<u>PROJECT</u>	<u>OCA NO.</u>	<u>OBJECT LEVEL 1</u>	<u>AMOUNT</u>
Title IV - Senior Medicare	518310	518310	01	\$60,478.00
Title IV - Senior Medicare	518310	518310	02	\$10,300.00
Title IV - Senior Medicare	518310	518310	03	\$52,350.00
			Total	\$123,128.00

Section 3. That the monies in the foregoing Section 2 shall be paid upon the order of the Director of Recreation and Parks; and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1220-02

To authorize the Director of Recreation and Parks to accept grant funds from the Ohio Department of Aging and to appropriate said funds in the amount of \$55,461.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department to cover costs for the Central Ohio Area Agency on Aging in connection with the Residential State Subsidy (RSS) Grant, and to declare an emergency. (\$55,461.00)

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to accept and appropriate said funds for the preservation of public health, peace, property, safety and welfare; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Recreation and Parks be and is hereby authorized to accept grant funds from the Ohio Department of Aging in the amount of \$55,461.00 in connection with the Residential State Subsidy (RSS) Grant for the period July 1, 2002 through June 30, 2003.

Section 2. That from the unappropriated monies in the Recreation and Parks Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2002 the sum of \$55,461.00 is appropriated to the Recreation and Parks Department, Department No. 51, Fund No. 286, as follows:

<u>GRANT TITLE</u>	<u>PROJECT</u>	<u>OCA NO.</u>	<u>OBJECT LEVEL 1</u>	<u>AMOUNT</u>
Residential State Subsidy (RSS)	518006	514562	01	\$46,167.00
Residential State Subsidy (RSS)	518006	514562	02	\$1,000.00
Residential State Subsidy (RSS)	518006	514562	03	\$8,294.00
			Total	\$55,461.00

Section 2. That the monies in the foregoing Section 1 shall be paid upon the order of the Director of Recreation and Parks; and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1221-02

To authorize and direct the Director of Recreation and Parks to modify the contract with Myers Schmalenberger, Inc. (MSI) for additional professional services in conjunction with the North Bank Park Development Project (formerly Spring-Long Park), to authorize the expenditure of \$215,000.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (\$215,000.00)

WHEREAS, it is necessary to modify the contract with Myers Schmalenberger, Inc. (MSI) for professional services in conjunction with the North Bank Park Development Project (formerly Spring-Long Park); and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to modify said contract for the preservation of public health, peace, property and safety; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to modify Contract No. EL002237 with Myers Schmalenberger, Inc. (MSI) for additional professional services in conjunction with the North Bank Park Development Project (formerly Spring-Long Park), in accordance with plans and specifications on file in the Recreation and Parks Department.

Section 2. That the expenditure of \$215,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Recreation and Parks Grant Fund, as follows, to pay the cost thereof.

Fund Type	Dept. No.	Fund No.	Grant No.	Grant Name	Object Level 3	OCA Code	Amount
Grant	51-01	286	510206	Spring-Long Development-ODNR	6680	510206	215,000.00

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1222-02

To authorize and direct the Director of Recreation and Parks to enter into nineteen (19) contracts for the provision of services to older adults in Central Ohio in connection with the Alzheimer's Respite and Senior Volunteer Programs, to authorize the expenditure of \$434,938.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (\$434,938.00)

WHEREAS, the Ohio Department of Aging has awarded grant funds to the Central Ohio Area Agency on Aging of the Recreation and Parks Department; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said contracts for the preservation of public health, peace, property, safety and welfare; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into nineteen (19) contracts for the provision of services to older adults in Central Ohio for the period July 1, 2002 through June 30, 2003 as follows:

Agency Name

Alzheimer's Association of Central Ohio (Area-wide)
Caretenders of Columbus (Franklin County)
Carol Strawn Center (Licking County)
Catholic Social Services (Franklin County)
Columbus Health Department (Franklin County)
First Link (Franklin County)
East Central Ohio Alzheimer's Association (Licking County)
Elder Choices (Franklin County)
Hospice and Health Services (Fairfield County)
Heritage Day Health Centers (Franklin County)
Interim Health Care (Fayette and Madison)
Licking County Aging Program (Licking County)
Life Center Adult Day Care (Franklin County)
Madison County Senior Center (Madison County)
Memorial Hospital of Union County
Pickaway County Commission on Aging (Pickaway County)
Salvation Army (Fairfield County)
Washington's Intergenerational Adult Day Care (Franklin County)
Westminster-Thurber (Franklin County)

Section 2. That the expenditure of \$434,938.00, or so much thereof as may be necessary, be and is hereby authorized from Recreation and Parks Grant Fund No. 286, Department No. 51, Object Level 3-3337, to pay the cost thereof as follows:

<u>Grant</u>	<u>Project</u>	<u>OCA Number</u>	<u>Amount</u>
Alzheimer's Respite	518047	514372	\$406,690.00
Senior Volunteer	518025	512822	\$28,248.00
	TOTAL		\$434,938.00

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1223-02

To authorize the Director of Recreation and Parks to execute those documents necessary to accept a quit-claim deed from Franklin County for the 12 acres to be transferred to the New Hope Reformed Church; execute a deed to the New Hope Reformed Church for these 12 acres; accept a deed from the New Hope Reformed Church to the City and the Franklin County, as joint owner, for the 19.6 acres; amend the existing lease(s) with the Columbus Zoological Park Association to adjust the premises, to permit the Zoo to sublease the 19.6 acres to the New Hope Reformed Church for the 3 years post closing possession period; to grant the New Reformed Hope Church an access easement over Zoo property at the time of the relocation of Powell Road, and to declare an emergency.

WHEREAS, the Columbus Zoological Park Association (the "Zoo") has negotiated a real estate contract with the New Hope Reformed Church (the "Church"); and

WHEREAS, the Church owns a 19.6 acre tract abutting on the south side of Powell Road, which is surrounded by Zoo property; and

WHEREAS, the Church has agreed with the Zoo to transfer their 19.6-acre tract to the City and Franklin County in exchange for a 12-acre tract lying on the eastern boundary of Zoo property south of Powell Road, the payment of \$37,000.00 per acre for the remaining 7.6 acres and the purchase of their Church building for \$1,443,238.00; and

WHEREAS, it has been determined that the funds for the purchase will come from Zoo funds, the City is not required to make any expenditure for this transaction; and

WHEREAS, as part of the agreement the Church will have the right to remain on the property for up to three (3) years after closing to allow the Church to construct a new building on the exchanged property; and

WHEREAS, as a result of this transaction, the City will need to do the following: Accept a quit-claim deed from the County for the 12 acres to be transferred to the Church; execute a deed to the Church for these 12 acres; accept a deed from the Church to the City and the County, as joint owners, for the 19.6 acres; amend the existing lease(s) with the Zoo to permit the Zoo to sublease the 19.6 acres to the Church for the 3 years post closing possession period; and to grant the Church an access easement over Zoo property at the time of the relocation of Powell Road; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary to authorize the Director of the Recreation and Parks Department to execute all the aforementioned documents in order to meet the contract terms of the purchase agreement between the Zoo and the Church for the immediate preservation of the public health, peace, property and safety; now, therefore, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Director of the Recreation and Parks Department be and hereby is authorized to execute those documents, as approved by the Department of Law, Real Estate Division, necessary to accept fee simple title from the Board of County Commissioners of Franklin County for the 12 acre ± tract to be transferred to New Hope Reformed Church.

Section 2. That the Director of the Recreation and Parks Department be and hereby is authorized to execute those documents, as approved by the Department of Law, Real Estate Division, necessary to grant fee simple title to the New Hope Reformed Church to the 12 acre ± tract set forth in Section 1.

Section 3. That the Director of the Recreation and Parks Department be and hereby is authorized to execute those documents, as approved by the Department of Law, Real Estate Division, necessary to accept an undivided one-half (50%) interest as joint owner with the Board of County Commissioners of Franklin County in the 19.6 acre j; tract currently owned by the New Hope Reformed Church.

Section 4. That the Director of the Recreation and Parks Department be and hereby is authorized to execute those documents, as approved by the Department of Law, Real Estate Division, necessary to amend certain existing Lease Agreements by, among and between the City of Columbus ("Lessor"), the Board of County Commissioners of Franklin County Ohio ("Lessor"), and the Columbus Zoological Park Association ("Lessee") for the purpose of adjusting the leased premises and consenting to a three year sublease to the New Hope Reformed Church of the 19.6 acres + set forth in Section 3.

Section 5. That the Director of the Recreations and Parks Department be and hereby is authorized to execute those documents, as approved by the Department of Law, Real Estate Division, necessary to grant an access easement to the New Hope Reformed Church across Zoo property, as may be necessary, to provide access to the 12 acre ± tract set forth in Section 2., after the relocation of Powell Road.

Section 6. That for the reasons stated in the preamble hereto, which is hereby made apart hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1224-02

To authorize the Director of Public Utilities to modify and increase the contract with George J. Igel & Co., Inc., for emergency levee repairs at the Hap Cremean Water Treatment Plant, for the Division of Water, to authorize the expenditure of \$20,000.00 from Water Systems Operating Fund, and to declare an emergency. (\$20,000.00)

WHEREAS, contract number ED008494 was established with George J. Igel & Co., Inc. for emergency levee repairs at the Hap Cremean Water Treatment Plant, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Water, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to modify and increase the contract for levee repairs at the Hap Cremean Water Treatment Plant, from George J. Igel & Co., Inc., for the immediate preservation of public health, peace, property and safety; now, therefore, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Public Utilities be and is hereby authorized to modify and increase the contract with George J. Igel & Co., Inc., for emergency levee repairs at the Hap Cremean Water Treatment Plant, for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$20,000.00 or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department 60-09, OCA Code 602482, Object Level One 03, Object Level Three 3374, to pay the cost thereof

Section 3. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1225-02

To authorize the Director of Public Utilities to enter into a construction administration and inspection services agreement with DLZ Ohio, Inc., to authorize the transfer and expenditure of \$520,000.00 from the 1991 Voted Sanitary Bond Fund, to amend the 2001 Capital Improvements Budget; for the Division of Sewerage and Drainage; and to declare an emergency. (\$520,000.00).

WHEREAS, the Sewer System Engineering Section of the Division of Sewerage and Drainage have a consistent and immediate demand for cost-effective construction administration and inspection services so that its capital improvements projects are completed in accordance with the division's design requirements in order to ensure the continued operation of its sanitary and combined sewer infrastructure; and

WHEREAS, the Division did undertake a successful Request for Proposal process in accordance with Section 329.12 of the Columbus City Codes in an effort to find two firms to provide an ongoing source of technical personnel to supplement existing city inspection personnel that are required to protect its customers investment in its sanitary sewer infrastructure; and

WHEREAS, based upon an evaluation of the twenty proposals received for the two general engineering contracts to be awarded for the years of 2002-2004, utilizing a predetermined criteria, a selection committee submitted the rankings to the Director of Public Utilities who determined that DLZ Ohio, Inc., and R.D. Zande & Associates to be the highest ranking firms capable of providing the required services; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities in that it is immediately necessary to authorize the Director of Public Utilities to enter into contract for with DLZ Ohio, Inc., for the construction administration and inspection services for the projects listed within Section 3 herein, which are necessary to allow for the proper operation of the City's sanitary and combined sewer infrastructure, for the preservation of the public, health, peace, and safety, now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the City Auditor is hereby authorized and directed to transfer monies within the said fund as follows:

Division of Sewerage and Drainage, Division 60-05
Fund No. 664, 1991 Voted Sanitary Bond Fund

FROM:		
<u>Project</u>	<u>Title</u>	<u>Amount</u>
650404	Sanitary System Rehabilitation	\$450,000.00
TO:		
<u>Project</u>	<u>Title</u>	<u>Amount</u>
650624	Macon Alley Comb. Sewer Rehab.	\$120,000.00
650662	Walhalla Ravine Sanitary Sewer	\$330,000.00

Section 2. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

Section 3. That the 2001 Capital Improvements Budget Ordinance No. 0726-01 is hereby amended as follows, in order to provide sufficient budget authority for the execution of a construction administration and inspection services contract award as referenced in the preamble hereto:

CURRENT:			
<u>Project CIP No.</u>	<u>Project Title</u>	<u>2001 Budget Amount</u>	
650624	Macon Alley Combined Sewer Rehab.	\$163,701	
650662	Walhalla Ravine Sanitary Sewer Improvements	\$57,600	
	TOTAL	\$221,301	
TO:			
<u>Project CIP No.</u>	<u>Project Title</u>	<u>2001 Budget Amount</u>	<u>Change Amount</u>
650624	Macon Alley Combined Sewer Rehabilitation	\$273,701	\$120,000
650662	Walhalla Ravine Sanitary Sewer Improvements	\$457,600	\$400,000
	TOTAL	\$731,301	\$520,000

Section 4. That the Director of Public Utilities be, and hereby is, authorized to enter into a professional engineering services contract with DLZ Ohio, Inc., 6121 Huntley Road, Columbus, Ohio 43229-1003, that will construction administration and inspection services for sanitary sewer improvements projects in accordance with the terms and conditions of the Contract on file in the office of the Division of Sewerage and Drainage's Sewer System Engineering Section.

Section 5. That the said services shall be performed to the satisfaction of the Director of Public Utilities, the Administrator of the Division of Sewerage and Drainage, and the Division of Sewerage and Drainage's Sewer System Engineering Manager.

Section 6. That the expenditure of \$520,000.00, or as much thereof as may be needed, be and the same hereby is authorized as follows:

Division	Fund	Object Level Three	Project Acct.	OCA	Amount
60-05	664	6676	650624	650624	\$120,000.00
60-05	664	6676	650662	650662	\$400,000.00

Section 7. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1226-02

To authorize the Director of Public Utilities to enter into a construction administration and inspection services agreement with R. D. Zande & Associates, Inc., to authorize the transfer of \$510,000.00 within the 1991 Voted Sanitary Bond Fund, to authorize the expenditure of \$620,000.00 from 1991 Voted Sanitary Bond Fund; to amend the 2001 Capital Improvements Budget; for the Division of Sewerage and Drainage and to declare an emergency. (\$620,000.00).

WHEREAS, the Sewer System Engineering Section of the Division of Sewerage and Drainage have a consistent and immediate demand for cost-effective construction administration and inspection services so that its capital improvements projects are completed in accordance with the division's design requirements in order to ensure the continued operation of its sanitary and combined sewer infrastructure; and

WHEREAS, the Division did undertake a successful Request for Proposal process in accordance with Section 329.12 of the Columbus City Codes in an effort to find two firms to provide an ongoing source of technical personnel to supplement existing city inspection personnel that are required to protect its customers investment in its sanitary sewer infrastructure; and

WHEREAS, based upon an evaluation of the twenty proposals received for the two general engineering contracts to be awarded for the years of 2002-2004, utilizing a predetermined criteria, a selection committee submitted the rankings to the Director of Public Utilities who determined that R. D. Zande & Associates, Inc., and DLZ Ohio, Inc., to be the highest ranking firms capable of providing the required services; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities in that it is immediately necessary to authorize the Director of Public Utilities to enter into contract for with R. D. Zande & Associates, Inc., for the construction administration and inspection services for the projects listed within Section 3 herein, which are necessary to allow for the proper operation of the City's sanitary and combined sewer infrastructure, for the preservation of the public, health, peace, and safety, now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the City Auditor is hereby authorized and directed to transfer monies within the said fund as follows:

Division of Sewerage and Drainage, Division 60-05
Fund No. 664, 1991 Voted Sanitary Bond Fund

FROM:

Project	Title	Amount
650014	Sanitary Sewer Construction	\$44,476.00
650404	Sanitary System Rehabilitation	\$126,597.29
650473	Brewery District Sewer Improve.	\$338,926.71

TO:

Project	Title	Amount
650623	Mohawk Street Combined Sewer Rehab.	\$357,000.00
650652	Garden Road Area Sewer Rehab.	\$48,000.00
650658	Maize/Morse Sanitary Sewer Rehab.	\$105,000.00

Section 2. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

Section 3. That the 2001 Capital Improvements Budget Ordinance No. 0726-01 is hereby amended as follows, in order to provide sufficient budget authority for the execution of a construction administration and inspection services contract award as referenced in the preamble hereto:

CURRENT:

Project CIP No.	Project Title	2001 Budget Amount
650032	USEI Scioto Branch Sewer-Case to Martin	\$37,538
650623	Mohawk Street Combined Sewer Rehab.	\$166,141
650652	Garden Road Area Sewer Rehabilitation	\$161,000
650658	Maize/Morse Sanitary Sewer Rehab.	\$126,000
	TOTAL	\$490,679

TO:

Project CIP No.	Project Title	2001 Budget Amount	Change Amount
650032	USEI Scioto Branch Sewer-Case to Martin	\$147,538	\$110,000
650623	Mohawk Street Combined Sewer Rehab.	\$523,141	\$357,000
650652	Garden Road Area Sewer Rehabilitation	\$209,000	\$48,000
650658	Maize/Morse Sanitary Sewer Rehab.	\$231,000	\$105,000
	TOTAL	\$1,110,679	\$620,000

Section 4. That the Director of Public Utilities be, and hereby is, authorized to enter into a professional engineering services contract with R. D. Zande & Associates, Inc., 1237 Dublin Road, Columbus, Ohio 43215, that will construction administration and inspection services for sanitary sewer improvements projects in accordance with the terms and conditions of the Contract on file in the office of the Division of Sewerage and Drainage's Sewer System Engineering Section.

Section 5. That the said services shall be performed to the satisfaction of the Director of Public Utilities, the Administrator of the Division of Sewerage and Drainage, and the Division of Sewerage and Drainage's Sewer System Engineering Manager.

Section 6. That the expenditure of \$620,000.00, or as much thereof as may be needed, be and the same hereby is authorized as follows:

Division	Fund	Object Level Three	Project Acct.	OCA	Amount
60-05	664	6676	650032	650032	\$110,000
60-05	664	6676	650623	650623	\$357,000
60-05	664	6676	650652	650652	\$48,000
60-05	664	6676	650658	650658	\$105,000

Section 7. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1227-02

To authorize the transfer and appropriation of \$226,293.40; and the transfer of \$623,706.00 within the 1991 Voted Sanitary Bond Fund, for purposes of providing funding for the required land acquisition services and special legal services in connection with the Big Walnut Augmentation/Rickenbacker Interceptor Sewer Project; and to amend the 2001 Capital Improvements Budget; for the Division of Sewerage and Drainage; and to declare an emergency. (\$850,000.00)

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer the funds necessary to allow the City Attorney to continue its efforts in acquiring the easements required to allow for the eventual construction of the Big Walnut Augmentation/Rickenbacker Interceptor Sewer Project; and

WHEREAS, due to the highly technical and sophisticated tunnel technology construction methods that will be utilized for this project, it is further recommended that the City Attorney contract with the law firm of Watt, Tieder, Hotter, and Fitzgerald for special legal services associated with the proposed construction contract documents; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, and to amend the 2001 Capital Improvements Budget; that it is immediately necessary to transfer funds within the 1991 Voted Sanitary Bond Fund, in order to provide the above referenced services that are necessary to allow for the successful construction of the Big Walnut Augmentation/Rickenbacker Interceptor Sewer Project, pursuant to providing sanitary sewer service to a rapidly developing area within the City of Columbus; for the preservation of the public health, peace, property, safety and welfare, now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That from the unappropriated monies in the following project accounts, the sum of \$226,293.40 is hereby appropriated and transferred as follows, in order to provide partial funding for the Big Walnut Augmentation/Rickenbacker Interceptor Sewer Project:

FROM:

Division	Fund	Object Level Three	Project Acct.	OCA	Amount
60-05	664	6630	650197	654197	\$131,146.23
60-05	664	6630	650355	654355	\$95,147.17

TO:

Division	Fund	Object Level Three	Project Acct.	OCA	Amount
60-05	664	6630	650491	650491	\$226,293.40

Section 2. That the transfer of \$623,706.60 within the 1991 Voted Sanitary Bond Fund is hereby authorized to provide funds for the Big Walnut Augmentation/Rickenbacker Interceptor Sewer Project, as follows:

Division of Sewerage and Drainage, Division 60-05
Fund No. 664, 1991 Voted Sanitary Bond Fund

FROM:

Project	Title	Amount
650066	Big Run Subt.-N. of Broad St.	\$45,604.67
650178	Big Walnut/Parsons Ave. San. Subt.	\$242,814.51
650483	Blacklick Creek Sanitary Subtrunk	\$285,744.92
650645	Pearl St. Sewer Rehabilitation	\$49,542.50

TO:

Project	Title	OCA Code	Amount-
650491	Big Walnut/Sanitary Interceptor	650491	\$623,706.60

Section 3. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

Section 4. That the 2001 Capital Improvements Budget Ordinance No. 0726-01 is hereby amended as follows, in order to provide sufficient budget authority for the Big Walnut Augmentation/Rickenbacker Interceptor Sewer Project as referenced in the preamble hereto:

CURRENT:

Project CIP No.	Project Title	2001 Budget Amount
650491	Big Walnut Sanitary Interceptor	\$3,400,262
	TOTAL	\$3,400,262

TO:

Project CIP No.	Project Title	2001 Budget Amount	Change Amount
650491	Big Walnut/Sanitary Interceptor	\$4,250.262	\$850,000
TOTAL	\$4,250,262	\$850,000	

Section 5. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1228-02

To authorize and direct the Finance Director to enter into a contract with Matre Arms & Ammunition, Inc. for the purchase of training ammunition on the basis of the pending UTC for the Division of Police, and to authorize the expenditure of \$138,000.00 from the General Fund; and to declare an emergency. (\$138,000.00)

WHEREAS, the Division of Police needs to purchase training ammunition for the training and qualification of its officers; and

WHEREAS, formal bid SA000285DRM for the purchase of .45 & .38 caliber ammunition for the Division of Police, Department of Public Safety were received by the Purchasing Office on July 1, 2002; and

WHEREAS, a contract is to be awarded for the purchase of .45 & .38 caliber ammunition to Mare Arms & Ammunition, Inc. on the basis of the forthcoming UTC; and

WHEREAS, an emergency exists in the usual operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to purchase training ammunition for the Division for the preservation of public health, peace, property, safety and welfare; now, therefore, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director be and is hereby authorized and directed to enter into a contract for the purchase of .45 & .38 caliber training ammunition with Matre Arms & Ammunition, Inc. for the Division of Police on the basis of the pending UTC.

Section 2. That the expenditure of \$138,000.00, or so much thereof as may be needed, be and same is hereby authorized as follows:

DIV	FUND	OBJ LEVEL (1)	OBJ LEVEL (3)	OCA#
30-03	010	02	2235	301572

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be enforced from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1229-02

To authorize the Finance Director to enter into a contract with MCSI for the purchase of an audio-visual system for the Fire Division of the Public Safety Department, to appropriate and expend \$38,864.24 from the Dysart Paramedic Education Fund, and to declare an emergency. (\$38,864.24)

WHEREAS, the Fire Division is in need of improve the existing audio-visual system located in the Nance Auditorium within the Fire Training Complex; and

WHEREAS, formal bids were solicited in accordance with City Code Section 329.06, for this purpose, with the lowest, responsive, responsible bidder being MCSI; and

WHEREAS, an emergency exists in the usual daily operation of the Public Safety Department, Fire Division, in that it is immediately necessary to both appropriate and expend funds from the Dysart Paramedic Education Fund for the purchase of an audio-visual system from MCSI, thereby preserving the public health, peace, property, safety, and welfare; now, therefore, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Finance be and is hereby authorized and directed to purchase an audio-visual system from MCSI for the Fire Division in accordance with terms and conditions of Solicitation SA000258RFM.

Section 2. That the appropriation and expenditure of \$38,864.24, or so much thereof as may be necessary, be and it is hereby authorized from funds available within the Dysart Paramedic Education Fund; Department No. 30-04; Fund 230; OCA Code 631408; OL3 Code 6690.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1230-02

To authorize the Director of Public Safety to increase a contract with The Ohio State University for testing services for the Division of Fire's Health and Physical Fitness Program; to authorize the expenditure of \$100,000.00 from the General Fund. (\$100,000.00)

WHEREAS, the City is required to provide Health and Physical Fitness Testing Services and related Education and Wellness Programs to the Division of Fire pursuant to the collective bargaining contract between the City and the International Association of Fire Fighters, Local 67; and

WHEREAS, the City and Union representatives reviewed proposals submitted to the City, in response to a formal request for proposal, in accordance with well defined selection criteria and Chapter 329.12 of the Columbus City Codes; and

WHEREAS, this will provide funding for the increase of the present contract through its expiration; and

WHEREAS, a city wide evaluation committee recommended that the City extend a contract with The Ohio State University to provide Health and Physical Fitness Testing Services and related Education and Wellness Programs for the Division of Fire; Now therefore, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Public Safety is hereby authorized to increase a contract between the City and The Ohio State University to provide Health and Physical Fitness Testing Services and related Education and Wellness Programs for the Division of Fire.

Section 2. That the expenditure of \$ 100,000.00 or so much thereof as may be necessary is hereby authorized to be expended from the General Fund 010, Department of Public Safety, Division of Fire to pay the cost thereof.

Division	Fund	Object Level 3	Object Level 1	OCA Code	Amount
3004	010	3336	03	301499	\$100,000.00

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed as amended July 22, 2002, Matthew D. Habash, President of Council / Approved as amended July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1231-02

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$800,000.00 from the 1991 Voted Sanitary Bond Fund for costs in connection with the Big Walnut/Rickenbacker Sanitary Inceptor Sewer Project, and to declare an emergency. (\$800,000.00).

WHEREAS, the City of Columbus is engaged in the Big Walnut/Rickenbacker Sanitary Inceptor Sewer Project; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, in that it is immediately necessary to authorize the City Attorney to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the aforesaid professional services and necessary in connection with said project for the preservation of the public health, peace, property and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the City Attorney be, and hereby is, authorized to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the professional services necessary in connection with the Big Walnut/Rickenbacker Sanitary Inceptor Sewer Project, 650491.

Section 2. That the expenditure of \$800,000.00, or so much thereof as may be necessary, from the 1991 Voted Sanitary Bond Fund, be and hereby is authorized as follows:

Project #	Dept/Div.	Fund#	Object Level Three	OCA Code	Amount
650491	60-05	664	6601	650491	\$800,000.00

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1232-02

To authorize the City Attorney to file the necessary complaints for the appropriation of construction and permanent easements in and to real estate necessary for Big Walnut/Rickenbacker Sanitary Inceptor Sewer Project, to authorize the expenditure of \$319,980.00 from the 1991 Voted Sanitary Bond Fund and to declare an emergency. (\$319,980.00)

WHEREAS, the City of Columbus, Ohio, a municipal corporation, is engaged in the acquisition of certain real property interests for the Big Walnut/Rickenbacker Sanitary Inceptor Sewer Project; and

WHEREAS, the Council of the City of Columbus, Ohio, adopted Resolution No. 088X-01, on the 14th day of May, 2001, declaring the necessity and intent to appropriate the real property interests hereinafter described and the purpose of the appropriation, and notice of such adoption of said resolution has been served in accordance with Columbus City Code Sec. 909.03; and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, in that it is necessary to appropriate such real property interests so that there will be no delay in the aforementioned project, and for the immediate preservation of the public peace, property, health and safety; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That construction and permanent easements in, over, under, across and through the following described real property, be appropriated for the public purpose of the Big Walnut /Rickenbacker Sanitary Inceptor Sewer Project, #650491, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

Parcel 82

Situate in the State of Ohio, County of Franklin, Township of Hamilton, being a part of Section 2, Township 3 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto, being a 1.813 acres parcel of land out of the lands conveyed to C Robert Talbott, described in Instr. 199908120205595, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows;

Beginning for reference at a railroad spike called and found in the north line of Section 2, said township and range, South 86° 28' 23" East a distance of 2124.43 feet from the northwest corner of said section;

thence, South 86° 28' 35" East a distance of 258.12 feet along said Grantor's line to a point;

thence, South 3° 55' 04" West a distance of 40.00 feet to a point in the south right of way of State Route 317, being the TRUE POINT OF BEGINNING of a permanent ingress/egress easement 40.00 feet wide being herein described;

thence, South 86° 28' 35" East, with the said right of way line, a distance of 20.00 feet to a point;

thence, South 3° 55' 04" West a distance of 174.58 feet to a point of curvature;

thence, southwesterly 140.66 feet on a curve to the right, whose radius is 90.00 feet, whose central angle is 89° 32' 46", and whose chord bears South 48° 41' 27" West a distance of 126.77 feet to the point of tangency;

thence, North 86° 32' 10" West a distance of 97.54 feet to a point of curvature;

thence, southwesterly 78.38 feet on a curve to the left, whose radius is 50.00 feet, whose central angle is $89^{\circ} 49' 11''$, and whose chord bears South $48^{\circ} 33' 14''$ West a distance of 70.60 feet to a point of tangency;
 thence, South $3^{\circ} 38' 38''$ West a distance of 1181.56 feet to a point of curvature;
 thence, southeasterly 77.93 feet on a curve to the left, whose radius is 50.00 feet, whose central angle is $89^{\circ} 18' 05''$, and whose chord bears South $41^{\circ} 00' 24''$ East a distance of 70.28 feet to a point of tangency;
 thence, South $85^{\circ} 39' 27''$ East a distance of 192.60 feet to a point in the westerly line of the permanent Shaft/Manhole Number 5 easement;
 thence, South $4^{\circ} 08' 46''$ West, with the said shaft/manhole westerly line, a distance of 40.00 feet to a point;
 thence, North $85^{\circ} 39' 27''$ West, leaving said shaft/manhole line, a distance of 192.74 feet to a point of curvature;
 thence, northwesterly 140.27 feet on a curve to the right, whose radius is 90.00 feet, whose central angle is $89^{\circ} 18' 05''$, and whose chord bears North $41^{\circ} 00' 24''$ West a distance of 126.50 feet to a point of tangency in the westerly line of said Conestoga Holding Company;
 thence, North $3^{\circ} 38' 38''$ East, with the said grantor's westerly line, a distance of 1181.56 feet to a point of curvature;
 thence, northeasterly 141.09 feet leaving said westerly line on a curve to the right, whose radius is 90.00 feet, whose central angle is $89^{\circ} 49' 11''$, and whose chord bears North $48^{\circ} 33' 14''$ East a distance of 127.08 feet to a point of tangency;
 thence, South $86^{\circ} 32' 10''$ East a distance of 97.54 feet to a point of curvature;
 thence, northeasterly 78.14 feet on a curve to the left, whose radius is 50.00 feet, whose central angle is $89^{\circ} 32' 46''$, and whose chord bears North $48^{\circ} 41' 27''$ East a distance of 70.43 feet to a point of tangency;
 thence, North $3^{\circ} 55' 04''$ East a distance of 174.31 feet to a point in the south right of way line of said State Route 317;
 thence, South $86^{\circ} 28' 35''$ East, with the said right of way line, a distance of 20.00 feet to the TRUE POINT OF BEGINNING of a permanent ingress/egress easement being described. The parcel, as described above, contains 1.813 acres, more or less. The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North $3^{\circ} 37' 38''$ East.
 Roger M. Smith P.S., P.E. Ohio Registered Surveyor S-6899

P-82-S**Below Elevation 700 feet (NGVD8)**

Situate in the State of Ohio, County of Franklin, Township of Hamilton, being a part of Section 2, Township 3 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto, being a 3.607 acres parcel of land out of the lands conveyed to C. Robert Talbott, described in Instr. 1999098120205595, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows;

Beginning at an iron pin called for and found at the southwesterly corner of the said 18 acres tract (First Tract) Lot 2, as described in the above referenced deed;

thence, South $85^{\circ} 51' 14''$ East, along the southerly line of the said 18 acres tract, a distance of 248.51 feet to centerline of Sanitary Sewer Station 130+71.11, said point being in the Grantor's southerly property line, being the TRUE POINT OF BEGINNING of a permanent sanitary sewer easement 60.00 feet wide herein being described;

thence, North $85^{\circ} 51' 14''$ West, with the said southerly line, a distance of 47.43 feet to a point at the southwesterly corner of the easement being described;

thence, N $54^{\circ} 54' 31''$ E a distance of 2,447.58 feet to a point of curvature 30.00 feet left of Sanitary Sewer Station 154+81.96;

thence, northeasterly 163.10 feet on a curve to the right, whose radius is 830.00 feet, whose central angle is $11^{\circ} 15' 33''$, and whose chord bears North $60^{\circ} 32' 18''$ East a distance of 162.84 feet to a point in the Grantors northerly property line;

thence, South $81^{\circ} 28' 07''$ East, with the said northerly line, a distance of 125.87 feet to a point;

thence, southwesterly 257.97 feet on a curve to the left, whose radius is 770.00 feet, whose central angle is $19^{\circ} 11' 44''$, and whose chord bears South $64^{\circ} 30' 23''$ West a distance of 256.77 feet to a point 30.00 feet right of Sanitary Sewer Station 154+81.96;

thence, South $54^{\circ} 54' 31''$ West a distance of 2374.11 feet to a point in the grantor's southerly line;

thence, North $85^{\circ} 51' 14''$ West, with the said southerly line, a distance of 47.43 feet to the TRUE POINT OF BEGINNING of a permanent sanitary sewer easement being described. The parcel, as described above, contains 3.607 acres, more or less, including 0.175 acres, more or less, occupied by the Shaft/Manhole Number 5 permanent easement, and 0.143 acres, more or less, occupied by the Shaft/Manhole Number 6 permanent easement, leaving a balance of 3.289 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North $3^{\circ} 37' 38''$ East.
 Roger M. Smith, P.S., P.E., Ohio Registered Surveyor, S-6899

P-82-SM5

Situate in the State of Ohio, County of Franklin, Township of Hamilton, being a part of Section 2, Township 3 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto, being a 0.278 acres parcel of land out of the lands conveyed to C. Robert Talbott described in Instr. 199908120205595, this and all further references being to the records of the Franklin County Recorders Office, being more particularly described as follows;

Beginning at an iron pin called for and found at the southwesterly corner of the said 18 acres tract (First Tract) Lot 2, as described in the above referenced deed;

thence, South $85^{\circ} 51' 14''$ East, along the southerly line of the said 18 acres tract, a distance of 281.19 feet to a point, being the Grantor's southerly property line;

thence, North $4^{\circ} 08' 46''$ East, leaving the Grantor's southerly line, a distance of 15.00 feet to the TRUE POINT OF BEGINNING at the southwesterly corner of the permanent easement for Shaft/Manhole Number 5;

thence, North $4^{\circ} 08' 46''$ East a distance of 110.00 feet to a point;

thence, South $85^{\circ} 51' 14''$ East a distance of 110.00 feet to a point;

thence, South $4^{\circ} 08' 46''$ West a distance of 110.00 feet to a point;

thence, North $85^{\circ} 51' 14''$ West a distance of 110.00 feet to the TRUE POINT OF BEGINNING of the permanent easement for Shaft/Manhole Number 5 being described. The parcel, as described above, contains 0.278 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.
Roger M. Smith, P.S., P.E., Ohio Registered Surveyor, S-6899

P-82-SM6

Situate in the State of Ohio, County of Franklin, Township of Hamilton, being a part of Section 2, Township 3 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto, being a 0.227 acres parcel of land out of the lands conveyed to C. Robert Talbott described in Instr. 199908120205595, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows;

Beginning for reference at an iron pin called and found at the southeasterly corner of a 70.27 acres tract referenced in the above deed, said iron pin being in the northerly line of Peters Family Farms, Inc., and the westerly line of CSX Transportation, Inc.; thence, North 37° 17' 10" East, along the Grantor's easterly line and the westerly line of said CSX Transportation, a distance of 102.03 feet to an iron pin called but not found; thence, northerly 1683.36 feet on a curve to the left, whose radius is 5679.26, whose central angle is 16° 58' 58", an whose chord bears North 28° 47' 42" East a distance of 1677.19 feet to a point in the southerly county road right of way; thence, N 81° 28' 07" W, along the county right of way line, a distance of 299.84 feet to a point, the TRUE POINT OF BEGINNING of a permanent easement for Shaft/Manhole Number 6, being herein described;

thence, South 8° 31' 53" West a distance of 90.00 feet to a point;

thence, North 81° 28' 07" West a distance of 110.00 feet to a point;

thence, North 8° 31' 53" East a distance of 90.00 feet to a point in the Grantor's northerly line and the southerly right of way line;

thence, South 81° 28' 07" East, along grantor's northerly line, a distance of 110.00 feet to the TRUE POINT OF BEGINNING of the permanent easement for Shaft/Manhole Number 6 being described. The parcel, as described above, contains 0.227 acres, more or less. The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E., Ohio Registered Surveyor, S-6899

T-82

Situate in the State of Ohio, County of Franklin, Township of Hamilton, being a part of Section 2, Township 3 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto, being a 1.317 acres parcel of land out of the lands conveyed to C. Robert Talbott, described in Instr. 199908120205595, this and all further references being to the records of the Franklin County Recorder's Office, being more particularly described as follows;

Beginning for reference at a railroad spike called and found in the north line of Section 2, said township and range, South 86° 28' 23" East a distance of 2124.43 feet from the northwest corner of said Section 2;

thence, South 86° 28' 35" East a distance of 897.25 feet along said Grantor's line to a point;

thence, South 5° 41' 18" West a distance of 40.03 feet to a point in the south right of way of State Route 317, being the TRUE POINT OF BEGINNING of a temporary ingress/egress easement 40.00 feet wide being herein described;

thence, South 86° 28' 35" East, with the southerly right of way line a distance of 20.01 feet to a point;

thence, South 5° 41' 18" West a distance of 558.23 feet to a point of curvature;

thence, southeasterly 173.01 feet on a curve to the left, whose radius is 280.00 feet, whose central angle is 35° 24' 10", and whose chord bears South 12° 00' 47" East a distance of 170.27 feet to the point of tangency;

thence, South 29° 42' 52" East a distance of 71.18 feet to a point of curvature;

thence, southerly 129.81 feet on a curve to the right, whose radius is 120.00 feet, whose central angle is 61° 58' 52", and whose chord bears South 1° 16' 34" West a distance of 123.58 feet to a point of tangency;

thence, South 32° 16' 00" West a distance of 501.42 feet to a point in the northerly line of the temporary Shaft/Manhole Number 6 easement;

thence, North 85° 51' 14" West, with the said northerly line of the temporary shaft/manhole easement, a distance of 45.35 feet to a point;

thence, North 32° 16' 00" East, leaving said temporary easement line, a distance of 522.80 feet to a point of curvature;

thence, northerly 86.54 feet on a curve to the left, whose radius is 80.00 feet, whose central angle is 61° 58' 52", and whose chord bears North 1° 16' 34" East a distance of 82.38 feet to a point of tangency;

thence, North 29° 42' 52" West a distance of 71.18 feet to a point of curvature;

thence, northerly 197.73 feet on a curve to the right, whose radius is 320.00 feet, whose central angle is 35° 24' 10", and whose chord bears North 12° 00' 47" West a distance of 194.60 feet to a point of tangency;

thence, North 5° 41' 18" East, a distance of 556.72 feet to a point in the southerly right of way line of said State Route 317;

thence, South 86° 28' 35" East, with the said right of way line, a distance of 20.01 feet to the TRUE POINT OF BEGINNING of a temporary ingress/egress easement being described. The parcel, as described above, contains 1.317 acres, more or less, including a temporary easement above the permanent sewer easement that occupies 0.143 acres, more or less, leaving a balance of 1.174 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E., Ohio Registered Surveyor, S-6899

T-82-S

Situate in the State of Ohio, County of Franklin, Township of Hamilton, being a part of Section 2, Township 3 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto, being a 3.607 acres parcel of land out of the lands conveyed to C. Robert Talbott, described in Instr. 199908120205595, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows;

Beginning at an iron pin called for and found at the southwesterly corner of the said 18 acres tract (First Tract) Lot 2, as described in the above referenced deed;

thence, South 85° 51' 14" East, along the southerly line of the said 18 acres tract, a distance of 248.51 feet to centerline of sewer Station 130+71.11, said point being the Grantor's southerly property line, being the TRUE POINT OF BEGINNING of a temporary easement 60.00 feet wide herein being described;

thence, North 85° 51' 14" West, with the said southerly line, a distance of 47.43 feet to a point at the southwesterly corner of the easement being described;

thence, N 54° 54' 31" E a distance of 2,447.58 feet to a point of curvature 30.00 feet left of Sanitary Sewer Station 154+81.96;

thence, northeasterly 163.10 feet on a curve to the right, whose radius is 830.00 feet, whose central angle is 11° 15' 33", and whose chord bears North 60° 32' 18" East a distance of 162.84 feet to a point in the Grantors northerly property line;

thence, South 81° 28' 07" East, with the said northerly line, a distance of 125.87 feet to a point;

thence, southwesterly 257.97 feet on a curve to the left, whose radius is 770.00 feet, whose central angle is 19° 11' 44", and whose chord bears South 64° 30' 23" West a distance of 256.77 feet to a point 30.00 feet right of Sanitary Sewer Station 154+81.96;

thence, South 54° 54' 31" West a distance of 2374.11 feet to a point in the grantor's southerly line;

thence, North 85° 51' 14" West, with the said southerly line, a distance of 47.43 feet to the TRUE POINT OF BEGINNING of a temporary easement being described. The parcel, as described above, contains 3.607 acres, more or less, of which the temporary and permanent easements for Shaft/Manhole Number 5 occupy 0.605 acres, more or less, and the temporary and permanent easements for Shaft/Manhole Number 6 occupy 0.298 acres, more or less, leaving a balance for this easement of 2.705 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E., Ohio Registered Surveyor, S-6899

T-82SM5

Situate in the State of Ohio, County of Franklin, Township of Hamilton, being a part of Section 2, Township 3 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto, being a 2.064 acres parcel of land out of the lands conveyed to C. Robert Talbott, described in Instr. 199908120205595, this and all further references being to the records of the Franklin County Recorder's Office, being more particularly described as follows;

Beginning for reference at an iron pin called for and found at the southwesterly corner of the said 18 acres tract (First Tract) Lot 2, as described in the above referenced deed;

thence, South 85° 51' 14" East, along the southerly line of the said 18 acres tract, a distance of 248.53 feet to a point, the TRUE POINT OF BEGINNING of the temporary construction easement for Shaft/Manhole Number 5;

thence, North 4° 08' 46" East, leaving the Grantor's south line, a distance of 125.00 feet to a point;

thence, South 85° 51' 14" West a distance of 160.00 feet to a point;

thence, North 4° 08' 46" East a distance of 175.00 feet to a point;

thence, South 85° 51' 14" East a distance of 340.00 feet to a point;

thence, South 4° 08' 46" West a distance of 300.00 feet to the Grantor's south line;

thence North 85° 51' 14" West, with the said south line, a distance of 500.00 feet to the TRUE POINT OF BEGINNING of the temporary construction easement being described. The parcel, as described above, contains 2.801 acres, more or less, including a permanent easement for Shaft/Manhole Number 5, which contains 0.278 acres, more or less, and a permanent 40 feet wide access roadway containing 0.030 acres, more or less, leaving a balance for this easement of 2.493 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E., Ohio Registered Surveyor, S-6899

T-82-SM6

Situate in the State of Ohio, County of Franklin, Township of Hamilton, being a part of Section 2, Township 3 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto, being a 0.576 acres parcel of land out of the lands conveyed to C. Robert Talbott described in Instr. 199908120205595, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows;

Beginning for reference at an iron pin called and found at the southeasterly corner of a 70.27 acres tract referenced in the above deed, said iron pin being in the northerly line of Peters Family Farms, Inc., and the westerly line of CSX Transportation, Inc.;

thence, North 37° 17' 10" East, along the Grantor's easterly line and the westerly line of said CSX Transportation, a distance of 102.03 feet to an iron pin called but not found;

thence, northerly 1683.36 feet on a curve to the left, whose radius is 5679.26, whose central angle is 16° 58' 58", and whose chord bears North 28° 47' 42" East a distance of 1677.19 feet to a point;

thence, North 81° 28' 07" West, along the county right of way line, a distance of 244.84 feet to a point, the TRUE POINT OF BEGINNING of a temporary easement for construction purposes of Shaft/Manhole Number 6, being herein described;

thence, South 8° 31' 53" West a distance of 140.00 feet to a point;

thence, North 81° 28' 07" West a distance of 250.00 feet to a point;

thence, North 8° 31' 53" East a distance of 140.00 feet to a point in the Grantor's northerly line and the southerly right of way line;

thence, South 81° 28' 07" East, along grantor's northerly line, a distance of 85.00 feet to a point at the northwesterly corner of the permanent easement for said Shaft/Manhole 6;

thence, South 8° 31' 53" West, along the permanent easement, a distance of 90.00 feet to a point;

thence, South 81° 28' 07" East, along the permanent easement, a distance of 110.00 feet to a point;

thence, North 8° 31' 53" East, along the permanent easement, a distance of 90.00 feet to the Grantor's northerly line and the southerly right of way line;

thence, South 81° 28' 07" East, along the said north line, a distance of 55.00 feet to the TRUE POINT OF BEGINNING of the temporary easement for construction purposes of Shaft/Manhole Number 6 being described. The parcel, as described above, contains 0.576 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.
Roger M. Smith, P.S., P.E., Ohio Registered Surveyor, S-6899

Section 2. That construction and permanent easements in, over, under, across and through the following described real property, be appropriated for the public purpose of the Big Walnut /Rickenbacker Sanitary Inceptor Sewer Project, #650491, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

P-87-S

Situate in the State of Ohio, County of Franklin, Township of Hamilton, being a part of Section 1, Township 3 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto, being a 1.468 acres parcel of land out of the lands conveyed to NORMAN E. BAUMAN, described in Deed Book 3563, Page 537, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows;

Beginning for reference at the Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317);

thence, North 85° 50' 19" West, with the north line of said Section 1, a distance of 700.96 feet to the Bauman northeast corner;

thence, South 4° 16' 41" West a distance of 11.89 feet to a point, being in a northeasterly corner of a permanent sanitary sewer easement being herein described and the TRUE POINT OF BEGINNING;

thence, South 4° 16' 41" West, continuing with the grantor's easterly line, a distance of 60.01 feet to a point;

thence, North 84° 37' 05" West, leaving the said easterly line and crossing the lands of the grantor, a distance of 1168.22 feet to a point in the grantor's westerly line;

thence, North 77° 23' 41" East, with the said line, a distance of 59.01 feet to a point;

thence, North 4° 09' 41" East, with the said line, a distance of 30.00 feet to a point on the old center of State Route 317 and the north line of said Section 1;

thence, South 85° 50' 19" East, with the north line of said Section 1, a distance of 553.26 feet to a point;

thence, South 84° 37' 05" East, leaving the said section line and with the north line of the 60.00 feet wide sanitary sewer easement, a distance of 558.44 feet to the TRUE POINT OF BEGINNING of the permanent sanitary sewer easement being described. The parcel, as described above, contains 1.468 acres, more or less, including the present road, State Route 317, which occupies 1.021 acres, more or less, leaving a balance for this easement of 0.447 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E., Ohio Registered Surveyor, S-6899

T-87-S

Situate in the State of Ohio, County of Franklin, Township of Hamilton, being a part of Section 1, Township 3 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto, being a 1.468 acres parcel of land out of the lands conveyed to NORMAN E. BAUMAN, described in Deed Book 3563, Page 537, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows;

Beginning for reference at the Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317);

thence, North 85° 50' 19" West, with the north line of said Section 1, a distance of 700.96 feet to the Bauman northeast corner;

thence, South 4° 16' 41" West a distance of 11.89 feet to a point, being in a northeasterly corner of a temporary easement being herein described and the TRUE POINT OF BEGINNING;

thence, South 4° 16' 41" West, continuing with the grantor's easterly line, a distance of 60.01 feet to a point;

thence, North 84° 37' 05" West, leaving the said easterly line and crossing the lands of the grantor, a distance of 1168.22 feet to a point in the grantor's westerly line;

thence, North 77° 23' 41" East, with the said line, a distance of 59.01 feet to a point;

thence, North 4° 09' 41" East, with the said line, a distance of 30.00 feet to a point on the old center of State Route 317 and the north line of said Section 1;

thence, South 85° 50' 19" East, with the north line of said Section 1, a distance of 553.26 feet to a point;

thence, South 84° 37' 05" East, leaving the said section line and with the north line of the 60.00 feet wide temporary easement, a distance of 558.44 feet to the TRUE POINT OF BEGINNING of the temporary easement being described. The parcel, as described above, contains 1.468 acres, more or less, including the present road, State Route 317, which occupies 1.021 acres, more or less, leaving a balance for this easement of 0.447 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E., Ohio Registered Surveyor

Section 3. That construction and permanent easements in, over, under, across and through the following described real property, be appropriated for the public purpose of the Big Walnut /Rickenbacker Sanitary Inceptor Sewer Project, #650491, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

P-88-S

Situate in the State of Ohio, County of Franklin, Township of Hamilton, being a part of Section 1, Township 3 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto, being a 0.138 acres parcel of land out of the lands conveyed to PETER H. McCANN described in OR 6518 A01, this and all further references being to the records of the Franklin County Recorder's Office, being more particularly described as follows;

Beginning for reference at the Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317); thence, North 85° 50' 19" West, with the northerly line of said Section 1, a distance of 700.96 feet to a point;

thence, South 4° 09' 41" West a distance of 11.89 feet to a point at the northwest corner of a permanent sanitary sewer easement, the TRUE POINT OF BEGINNING of the parcel being herein described;

thence, S 84° 37' 05" E a distance of 99.87 feet to a point in the grantor's easterly property line;

thence, South 3° 51' 41" West, with the grantor's said easterly line, a distance of 60.02 feet to a point in the southerly line of said sanitary sewer easement;

thence, North 84° 37' 05" West, with the said south line of the easement, a distance of 100.31 feet to a point in the grantor's westerly line;

thence, North 4° 16' 41" East, with the said westerly line, a distance of 60.01 feet to the TRUE POINT OF BEGINNING of the permanent sewer easement being described. The parcel, as described above, contains 0.138 acres, more or less, including the present road, State Route 317, which occupies 0.062 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E., Ohio Registered Surveyor, S-6899

T-88-S

Situate in the State of Ohio, County of Franklin, Township of Hamilton, being a part of Section 1, Township 3 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto, being a 0.138 acres parcel of land out of the lands conveyed to PETER H. McCANN described in OR 6518 A01, this and all further references being to the records of the Franklin County Recorder's Office, being more particularly described as follows;

Beginning for reference at the Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317); thence, North 85° 50' 19" West, with the northerly line of said Section 1, a distance of 700.96 feet to a point;

thence, South 4° 09' 41" West a distance of 11.89 feet to a point at the northwest corner of a temporary easement, the TRUE POINT OF BEGINNING of the parcel being herein described;

thence, S 84° 37' 05" E a distance of 99.87 feet to a point in the grantor's easterly property line;

thence, South 3° 51' 41" West, with the grantor's said easterly line, a distance of 60.02 feet to a point in the southerly line of said sanitary sewer easement;

thence, North 84° 37' 05" West, with the said south line of the easement, a distance of 100.31 feet to a point in the grantor's westerly line;

thence, North 4° 16' 41" East, with the said westerly line, a distance of 60.01 feet to the TRUE POINT OF BEGINNING of the temporary easement being described. The parcel, as described above, contains 0.138 acres, more or less, including the present road, State Route 317, which occupies 0.062 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E., Ohio Registered Surveyor, S-6899

Section 4. That construction and permanent easements in, over, under, across and through the following described real property, be appropriated for the public purpose of the Big Walnut /Rickenbacker Sanitary Inceptor Sewer Project, #650491, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

T-192

Situate in the State of Ohio, County of Franklin, Township of Hamilton, being a part of Section 2, Township 3 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto, being a 0.063 acres parcel of land out of the lands conveyed to RICHIE L. HELTON, DEAN L. and DIANA J. SEEDORFF described in Instr. 199712290177098, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows;

Beginning for reference at a railroad spike called and found at the southeasterly corner of Parcel II in the referenced deed in the center of Lockbourne Road;

thence, North 36° 36' 12" West a distance of 89.88 feet to a railroad spike called and found in center of said Lockbourne Road;

thence, North 34° 20' 39" West, continuing with the center of said Lockbourne Road and the Grantor's east line, a distance of 1.46 feet to a point, the centerline of said sanitary sewer;

thence, southwesterly 170.50 feet on a curve to the right, whose radius is 800.00 feet, whose central angle is 12° 12' 40", and whose chord bears South 62° 14' 29" West a distance of 170.18 feet to a point in the northeasterly line of a permanent 100.00 feet wide sanitary sewer easement;

thence, North 41° 37' 19" West, with the said 100.00 feet wide permanent easement, a distance of 31.92 feet to the TRUE POINT OF BEGINNING of a 20.00 feet wide temporary construction easement being herein described;

thence, southwesterly 132.29 feet on a curve to the right, whose radius is 770.00 feet, whose central angle is 9° 50' 38", and whose chord bears South 74° 04' 56" West a distance of 132.13 feet to a point in the center of Big Walnut Creek, the Grantor's westerly line and the easterly line of the Edward J. Herrmann, Bishop, 141.554 acres parcel, of record in Deed Book 3689, Page 713;

thence, North 58° 54' 07" West, with the Grantor's said westerly line, the center of Big Walnut Creek and the easterly line of Edward J. Herrmann, Bishop, a distance of 30.34 feet to a point;

thence, northeasterly 143.77 feet on a curve to the left, whose radius is 750.00 feet, whose central angle is 10° 58' 59", and whose chord bears North 75° 13' 58" East a distance of 143.55 feet to a point;

thence, South 41° 37' 19" East a distance of 21.43 feet to the TRUE POINT OF BEGINNING of the temporary construction easement being described. The parcel, as described above, contains 0.063 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E., Ohio Registered Surveyor, S-6899

T-192-S

Situate in the State of Ohio, County of Franklin, Township of Hamilton, being a part of Section 2, Township 3 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto, being a 0.235 acres parcel of land out of the lands conveyed to RICHIE L. HELTON, DEAN L. and DIANA J. SEEDORFF described in Instr. 199712290177098, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows;

Beginning for reference at a railroad spike called and found at the southeasterly corner of Parcel II in the referenced deed in the center of Lockbourne Road;

thence, North 36° 36' 12" West a distance of 89.88 feet to a railroad spike called and found in center of said Lockbourne Road and an easterly line of said parcel, the TRUE POINT OF BEGINNING of a temporary easement for construction purposes, 60.00 feet wide being herein described;

thence, South 36° 36' 12" East, with the said east line of Parcel II, and the center of said Lockbourne Road, a distance of 28.58 feet to a point;

thence, southwesterly 167.40 feet on a curve to the right, whose radius is 830.00 feet, whose central angle is 11° 33' 20", and whose chord bears South 61° 49' 07" West a distance of 167.11 feet to a point in the westerly line of a 100.00 feet wide permanent easement;

thence, North 41° 37' 19" West, with the westerly line of said 100.00 feet wide permanent easement, a distance of 63.84 feet to a point, crossing the centerline of said sewer at 31.92 feet;

thence, northeasterly 174.78 feet on a curve to the left, whose radius is 770.00 feet, whose central angle is 13° 00' 20", and whose chord bears North 62° 39' 27" East a distance of 174.41 feet to a point in the center of said Lockbourne Road and the grantor's east line;

thence, South 34° 20' 39" East, with the grantor's east line, a distance of 31.46 feet to the TRUE POINT OF BEGINNING of the temporary easement being described, passing the centerline of the sixty feet wide easement at 30.00 feet. The parcel, as described above, contains 0.235 acres, more or less, including 0.041 acres, more or less, occupied by Lockbourne Road.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E., Ohio Registered Surveyor, S-6899

P-192-S

Situate in the State of Ohio, County of Franklin, Township of Hamilton, being a part of Section 2, Township 3 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto, being a 0.235 acres parcel of land out of the lands conveyed to RICHIE L. HELTON, DEAN L. and DIANA J. SEEDORFF described in Instr. 199712290177098, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows;

Beginning for reference at a railroad spike called and found at the southeasterly corner of Parcel II in the referenced deed in the center of Lockbourne Road;

thence, North 36° 36' 12" West a distance of 89.88 feet to a railroad spike called and found in center of said Lockbourne Road and an easterly line of said parcel, the TRUE POINT OF BEGINNING of a permanent sanitary sewer easement, 60.00 feet wide being herein described;

thence, South 36° 36' 12" East, with the said east line of Parcel II, and the center of said Lockbourne Road, a distance of 28.58 feet to a point;

thence, southwesterly 167.40 feet on a curve to the right, whose radius is 830.00 feet, whose central angle is 11° 33' 20", and whose chord bears South 61° 49' 07" West a distance of 167.11 feet to a point in the easterly line of 100.00 feet wide permanent easement;

thence, North 41° 37' 19" West, with the easterly line of said 100.00 feet wide permanent easement, a distance of 63.84 feet to the northeasterly corner of said 100.00 feet wide easement, crossing the centerline of the said sewer at 31.92 feet;

thence, northeasterly 174.78 feet on a curve to the left, whose radius is 770.00 feet, whose central angle is 13° 00' 20", and whose chord bears North 62° 39' 27" East a distance of 174.41 feet to a point in the center of said Lockbourne Road and the grantor's east line;

thence, South 34° 20' 39" East, with the grantor's east line, a distance of 31.46 feet to the TRUE POINT OF BEGINNING of the permanent sanitary sewer easement being described, passing the centerline of the sixty feet wide easement at 30.00 feet. The parcel, as described above, contains 0.235 acres, more or less, including 0.041 acres, more or less, occupied by Lockbourne Road.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E., Ohio Registered Surveyor

P-192-S1

Situate in the State of Ohio, County of Franklin, Township of Hamilton, being a part of Section 2, Township 3 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto, being a 0.245 acres parcel of land out of the lands conveyed to RICHIE L. HELTON, DEAN L. and DIANA J. SEEDORFF described in Instr. 199712290177098, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows;

Beginning for reference at a railroad spike called and found at the southeasterly corner of Parcel II in the referenced deed in the center of Lockbourne Road;

thence, North 36° 36' 12" West a distance of 89.88 feet to a railroad spike called and found in center of said Lockbourne Road;

thence, North 34° 20' 39" West, continuing with the center of said Lockbourne Road and the Grantor's east line, a distance of 1.46 feet to a point, the centerline of said sanitary sewer;

thence, southwesterly 170.50 feet on a curve to the right, whose radius is 800.00 feet, whose central angle is 12° 12' 40", and whose chord bears South 62° 14' 29" West a distance of 170.18 feet to the TRUE POINT OF BEGINNING of a permanent sanitary sewer easement, 100.00 feet wide being herein described;

thence, South 41° 37' 19" East, with the said permanent easement, a distance of 74.17 feet to a point, passing the southwesterly corner of a temporary and permanent 60.00 feet wide sewer easement at 31.92 feet;

thence, southwesterly 83.06 feet on a curve to the right, whose radius is 870.00 feet, whose central angle is 5° 28' 13", and whose chord bears South 69° 24' 56" West a distance of 83.03 feet to a point in the center of Big Walnut Creek, the Grantor's westerly line and the easterly line of the Edward J. Herrmann, Bishop, 141.554 acres parcel, of record in Deed Book 3689, Page 713;

thence, North 58° 54' 07" West, with the Grantor's said westerly line, the center of Big Walnut Creek and the easterly line of Edward J. Herrman, Bishop, a distance of 139.90 feet to a point, crossing the centerline of the said sewer at 96.13 feet;

thence, northeasterly 132.29 feet on a curve to the left, whose radius is 770.00 feet, whose central angle is 9° 50' 38", and whose chord bears North 74° 04' 56" East a distance of 132.13 feet to a point at the northwesterly corner of a permanent and temporary 60.00 feet wide sewer easement;

thence, South 41° 37' 19" East, with the southwesterly line of the said 60.00 feet wide easement, a distance of 31.92 feet to the TRUE POINT OF BEGINNING of the permanent sanitary sewer easement being described. The parcel, as described above, contains 0.245 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E., Ohio Registered Surveyor,

- Section 5. That construction and permanent easements in, over, under, across and through the following described real property, be appropriated for the public purpose of the Big Walnut /Rickenbacker Sanitary Inceptor Sewer Project, #650491, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

T-196-S

Situate in the State of Ohio, County of Franklin, Township of Hamilton, being a part of Section 2, Township 3 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto, being a 3.541 acres parcel of land out of the lands conveyed to PETERS FAMILY FARMS, INC., described in OR 20155 I13, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows;

Beginning for reference at a railroad spike found at the northwesterly corner of the reference tract known as the Stimmel Farm, as described in the forementioned deed;

thence, South 3° 21' 24" West, along the center of Lockbourne Road and the west line of the said Stimmel Farm, a distance of 1165.10 feet to an iron pin found;

thence, South 34° 20' 39" East, along the center of said Lockbourne Road, and the Grantor's southwesterly line, a distance of 614.77 feet to a rail road spike found at the TRUE POINT OF BEGINNING of a temporary easement, 60.00 feet wide herein being described;

thence, North 34° 20' 39" West, with the center of said Lockbourne Road, a distance of 31.46 feet to a point;

thence, northeasterly 16.75 feet on a curve to the left, whose radius is 770.00 feet, whose central angle is 1° 14' 46", and whose chord bears North 55° 31' 54" East a distance of 16.74 feet to a point of tangency 30.00 feet left of Sanitary Sewer Station 104+87.63;

thence, North 54° 54' 31" East a distance of 2546.74 feet to a point in the north line of the grantor and the south line of the C. Robert Talbott, of record in Instr.199908120205595;

thence, South 85° 51' 14" East, with the grantor's north line and the south line of said Talbott, a distance of 94.86 feet to a point;

thence, South 54° 54' 31" West, leaving said north line and crossing the grantor's parcel, a distance of 2620.21 feet to a point;

thence, southwesterly 16.40 feet on a curve to the left, whose radius is 830.00 feet, whose central angle is 1° 07' 56", and whose chord bears South 55° 28' 29" West a distance of 16.40 feet to a point in the center of Lockbourne Road;

thence, North 36° 36' 12" West, with the center of said Lockbourne Road, a distance of 28.58 feet to the said rail road spike found at the TRUE POINT OF BEGINNING of the temporary easement being described. The parcel, as described above, contains 3.582 acres, more or less, including 0.041 acres, more or less, occupied by Lockbourne Road, 0.151 acres, more or less, occupied by Shaft/Manhole Number 4 permanent easement, and 0.124 acres, more or less, occupied by Shaft/Manhole Number 4 temporary easement, leaving a balance of 3.266 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E., Ohio Registered Surveyor, S-6899

T-196-SM4

Situate in the State of Ohio, County of Franklin, Township of Hamilton, being a part of Section 2, Township 3 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto, being a 3.541 acres parcel of land out of the lands conveyed to PETERS FAMILY FARMS, INC., described in OR 20155 I13, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows;

Beginning for reference at a railroad spike found at the northwesterly corner of the reference tract known as the Stimmel Farm, as described in the forementioned deed;

thence, South 3° 21' 24" West, along the center of Lockbourne Road and the west line of the said Stimmel Farm, a distance of 1165.10 feet to an iron pin found;

thence, South 34° 20' 39" East, along the center of said Lockbourne Road, and the Grantor's southwesterly line, a distance of 614.77 feet to a rail road spike found at the TRUE POINT OF BEGINNING of a temporary easement, 60.00 feet wide herein being described;

thence, North 34° 20' 39" West, with the center of said Lockbourne Road, a distance of 31.46 feet to a point;

thence, northeasterly 16.75 feet on a curve to the left, whose radius is 770.00 feet, whose central angle is 1° 14' 46", and whose chord bears North 55° 31' 54" East a distance of 16.74 feet to a point of tangency 30.00 feet left of Sanitary Sewer Station 104+87.63;

thence, North 54° 54' 31" East a distance of 2546.74 feet to a point in the north line of the grantor and the south line of the C. Robert Talbott, of record in Instr.199908120205595;

thence, South 85° 51' 14" East, with the grantor's north line and the south line of said Talbott, a distance of 94.86 feet to a point;

thence, South 54° 54' 31" West, leaving said north line and crossing the grantor's parcel, a distance of 2620.21 feet to a point;

thence, southwesterly 16.40 feet on a curve to the left, whose radius is 830.00 feet, whose central angle is 1° 07' 56", and whose chord bears South 55° 28' 29" West a distance of 16.40 feet to a point in the center of Lockbourne Road;

thence, North 36° 36' 12" West, with the center of said Lockbourne Road, a distance of 28.58 feet to the said rail road spike found at the TRUE POINT OF BEGINNING of the temporary easement being described. The parcel, as described above, contains 3.582 acres, more or less, including 0.041 acres, more or less, occupied by Lockbourne Road, 0.151 acres, more or less, occupied by Shaft/Manhole Number 4 permanent easement, and 0.124 acres, more or less, occupied by Shaft/Manhole Number 4 temporary easement, leaving a balance of 3.266 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E. Ohio Registered Surveyor S-6899

P-196-S

Situate in the State of Ohio, County of Franklin, Township of Hamilton, being a part of Section 2, Township 3 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto, being a 3.582 acres parcel of land out of the lands conveyed to PETERS FAMILY FARMS, INC., described in OR 20155 I13, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows;

Beginning for reference at a railroad spike found at the northwesterly corner of the reference tract known as the Stimmel Farm, as described in the forementioned deed;

thence, South 3° 21' 24" West, along the center of Lockbourne Road and the west line of the said Stimmel Farm, a distance of 1165.10 feet to an iron pin found;

thence, South 34° 20' 39" East, along the center of said Lockbourne Road, and the Grantor's southwesterly line, a distance of 614.77 feet to a rail road spike found at the TRUE POINT OF BEGINNING of a permanent sewer easement, 60.00 feet wide herein being described;

thence, North 34° 20' 39" West, with the center of said Lockbourne Road, a distance of 31.46 feet to a point;

thence, northeasterly 16.75 feet on a curve to the left, whose radius is 770.00 feet, whose central angle is 1° 14' 46", and whose chord bears North 55° 31' 54" East a distance of 16.74 feet to a point of tangency 30.00 feet left of Sanitary Sewer Station 104+87.63;

thence, North 54° 54' 31" East a distance of 2546.74 feet to a point in the north line of the grantor and the south line of the C. Robert Talbott, of record in Instr.199908120205595;

thence, South 85° 51' 14" East, with the grantor's north line and the south line of said Talbott, a distance of 94.86 feet to a point;

thence, South 54° 54' 31" West, leaving said north line and crossing the grantor's parcel, a distance of 2620.21 feet to a point of tangency of the said Sanitary Sewer Line;

thence, southwesterly 16.40 feet on a curve to the right, whose radius is 830.00 feet, whose central angle is 1° 07' 56", and whose chord bears South 55° 28' 29" West a distance of 16.40 feet to a point in the center of Lockbourne Road;

thence, North 36° 36' 12" West, with the center of said Lockbourne Road, a distance of 28.58 feet to said rail road spike found and the TRUE POINT OF BEGINNING of the permanent sanitary sewer easement being described. The parcel, as described above, contains 3.582 acres, more or less, including 0.041 acres, more or less, occupied by Lockbourne Road, and 0.151 acres, more or less, occupied by Shaft/Manhole Number 4 permanent easement, leaving a balance of 3.390 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E., Ohio Registered Surveyor, S-6899

P-196-SM4

Situate in the State of Ohio, County of Franklin, Township of Hamilton, being a part of Section 2, Township 3 North, Range 22 West, Matthews Survey in Range XXII of Congress Lands East of the Scioto, being a 0.277 acres parcel of land out of the lands conveyed to PETERS FAMILY FARMS, INC. described in OR 20155 I13, this and all further references being to the records of the Franklin County Recorder's Office, and, being more particularly described as follows;

Beginning for reference at a railroad spike found at the northwesterly corner of the reference tract known as the Stimmel Farm, as described in the forementioned deed;

thence, S 3° 21' 24" W, along the center of Lockbourne Road and the west line of the said Stimmel Farm, a distance of 1165.10 feet to an iron pin found;

thence, S 34° 20' 39" E, along the center of said Lockbourne Road, and the Grantor's southwesterly line, a distance of 553.09 feet to a point;

thence, N 55° 39' 21" E, leaving the center of said road, a distance of 30.00 feet to a point in the northeasterly right of way of Lockbourne Road, the TRUE POINT OF BEGINNING of the permanent easement for Shaft/Manhole Number 4;

thence, N 55° 39' 21" E a distance of 110.00 feet to a point;
 thence, S 34° 20' 39" E a distance of 110.00 feet to a point;
 thence, S 55° 39' 21" W a distance of 108.07 feet to a point in the northeasterly right of way line of Lockbourne

Road;

thence, N 36° 36' 12" W, with the said right of way line, a distance of 48.97 feet to a point;

thence, N 34° 20' 39" W, continuing with the said right of way line, a distance of 61.07 feet to the TRUE POINT OF BEGINNING of the permanent easement for Shaft/Manhole Number 4. The parcel, as described above, contains 0.277 acres, more or less.

The basis for bearings in the above description is the direction from Franklin County Monument FCGS 9930 (Intersection of Shook Road with State Route 317) to Franklin County Monument FCGS 9927 (In Shook Road at the center quarter corner of Section 36) as bearing North 3° 37' 38" East.

Roger M. Smith, P.S., P.E., Ohio Registered Surveyor, S-6899

Section 6. That the Council of the City of Columbus, Ohio, declares that the appropriation of said real property interests is necessary for the stated public purpose, and that the City of Columbus, Ohio, has been unable to agree with the owner(s) as to the just compensation to be paid by the City of Columbus, Ohio.

Section 7. That the Council of the City of Columbus hereby fixes the value of said construction and permanent easements as follows:

1.	P-82-S, P-82, P-82-SM5, P-82-SM6, T-82-S, T-82-SM5, T-82-SM6, T-82	\$202,050.00
2.	P-87-S, T-87-S	\$11,200.00.
3.	P-88-S, T-88-S	\$3,260.00
4.	P-192-S1, P-192-S, T-192-S, T-192	\$3,630.00
5.	P-196-S, P-196-SM4, T-196-S, T-196-SM4	\$99,840.00

Section 8. That the City Attorney be and hereby is authorized to file a complaint for appropriation of real property, in a Court of competent jurisdiction, and to have a jury impaneled to make inquiry into and assess the just compensation to be paid for the foregoing described real property interests.

Section 9. That the expenditure of \$ Three Hundred Nineteen Thousand Nine Hundred Eighty Dollars (\$319,980.00), or so much thereof as may be necessary, from the 1991 Voted Sanitary Bond Fund, be and hereby is authorized as follows:

Project #	Fund #	Dept./Div.	OCA Code	Level Object Three	AC #	Amount
650491	664 fka 80-104	60-05	650491 fka 642918	6601	800264-002	\$5,846.00
650491	664	60-05	650491	6601		\$314,134.00
					TOTAL	\$319,980.00

Section 10. That for the reasons state in the preamble hereto, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1233-02

To accept the plat titled GREATER COLUMBUS HABITAT FOR HUMANITY FREBIS SUBDIVISION, from Greater Columbus Habitat for Humanity, Robert Ferryman, Executive Director, and to declare an emergency.

WHEREAS, the plat titled, GREATER COLUMBUS HABITAT FOR HUMANITY FREBIS SUBDIVISION (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance by Greater Columbus Habitat for Humanity, Robert Ferryman, Executive Director; and

WHEREAS, Greater Columbus Habitat for Humanity, owner of the platted land, desires to dedicate to the public use all or such parts of the Drive and Street shown on said plat and not heretofore so dedicated; and

WHEREAS, after examination, it has been found to be in the best interest of the City to accept said plat; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that it is immediately necessary to authorize the acceptance of this plat so that proposed development of the property can proceed without delay thereby preserving the public health, peace, property, safety and welfare now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the plat titled GREATER COLUMBUS HABITAT FOR HUMANITY FREBIS SUBDIVISION, on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

Section 2. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1234-02

To amend the Division of Fire's 2001 Capital Improvement Budget, to authorize the City Auditor to transfer funds between projects in the Fire Capital Improvement Fund. To authorize the Public Service Director to enter into contract for the Division of Facilities Management with Roose Company, Inc. for construction of Fire Station 34, to authorize the expenditure of \$2,665,400.00 from the Division of Fire's Capital Improvement Fund, and to declare an emergency. (\$2,665,400.00)

WHEREAS, it is necessary to amend the Division of Fire's Capital Improvement Budget and transfer funds to construct a new fire station, and

WHEREAS, formal bids were solicited in compliance with City Codes for the construction of Fire Station 34, and

WHEREAS, Roose Company, Inc. is the successful low bidder, and

WHEREAS, an emergency exists in the usual daily operation of the Facilities Management Division in that it is immediately necessary to authorize the Public Service Director to enter into contract with Roose Company, Inc. for construction of Fire Station 34, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the 2001 Capital Improvement Budget is hereby amended as follows, in order to establish sufficient funding authority for the various capital improvements projects:

Project	Description	Current 2001 CIB	Amended 2001 CIB
340115	Fire Station Far North	\$2,400,000	\$2,665,400
340103	Fire Facility Renovation	\$3,362,898	\$3,097,498

Section 2. That the City Auditor is hereby authorized and directed to transfer funds within the Division of Fire's Capital Improvement Budget as follows:

FROM:

Division	Fund	OCA Code	Obj. Lvl. 1	Obj. Lvl. 3	Project	Title	Amount
30-04	701	644559	06	6620	340103	Fire Facility Renovation	\$421,815

TO:

Division	Fund	OCA Code	Obj. Lvl. 1	Obj. Lvl. 3	Project	Title	Amount
30-04	701	644559	06	6620	340115	Fire Station Far North	\$421,815

Section 3. That the Public Service Director be and is hereby authorized to enter into contract for the Facilities Management Division with Roose Company, Inc. for construction of Fire Station 34, 5201 Wilcox Road.

Section 4. That the expenditure of \$2,665,400.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 1., be and is hereby authorized and approved as follows:

FROM:

Division	Fund	OCA Code	Obj. Lvl. 1	Obj. Lvl. 3	Project	Title	Amount
30-04	701	644559	06	6620	340115	Fire Station Far North	\$2,665,400.00

Section 5. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1235-02

To authorize the Public Service Director to modify a contract for the Facilities Management Division with The Kellam Associates, Inc. for professional design services for Fire Station 34, to authorize the expenditure of \$23,025.60 from the Fire Division's Capital Improvement Fund, and to declare an emergency. (\$23,025.60)

WHEREAS, a contract exists between The Kellam Associates, Inc. and the Public Service Department, Facilities Management Division for professional design services for Fire Station 34, and

WHEREAS, it is necessary to modify contract CT-19405 with The Kellam Associates in order to re-draw the site plan to meet zoning requirements, and

WHEREAS, an emergency exists in the usual daily operation of the Facilities Management Division, Public Service Department, in that it is immediately necessary to modify a contract with The Kellam Associates, Inc. for the Fire Division for professional design services for Fire Station 34, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Public Service Director be and is hereby authorized to modify contract CT-19405 with The Kellam Associates, Inc. for the Fire Division for professional design services for Fire Station 34, located at 5201 Wilcox Road.

Section 2. That the expenditure of \$23,025.60, or so much thereof as may be necessary in regard to the action authorized in SECTION I, be and is hereby authorized and approved as follows:

Div	Fund	OCA Code	Object Level 1	Object Level 3	Project	Title	Amount
30-04	701	644559	06	6620	340115	Fire Station Far North	\$ 23,025.60

Section 3. That for the reason stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1236-02

To authorize the Board of Health to accept a grant from the Ohio Department of Health for the Ohio Infant Mortality Reduction Initiative program, to authorize a total appropriation of \$158,317 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$158,317)

WHEREAS, \$158,317 in grant funds have been made available through the Ohio Department of Health for the Ohio Infant Mortality Reduction Initiative program for the period of October 1, 2002 through September 30, 2003; and,

WHEREAS, it is necessary to accept and appropriate these funds from the Ohio Department of Health for the continued support of the Ohio Infant Mortality Reduction Initiative program; and,

WHEREAS, this ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to appropriate the funds for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Board of Health is hereby authorized and directed to accept a grant award totaling \$158,317 from the Ohio Department of Health for the Ohio Infant Mortality Reduction Initiative program for the period October 1, 2002 through September 30, 2003.

Section 2. That from the unappropriated monies in the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said Fund from any and all sources during the twelve months ending September 30, 2003, the sum of \$158,317 is hereby appropriated to the Health Department, Division No. 50, as follows:

<u>OCA Code</u>	<u>Grant No.</u>	<u>Object Level 01</u>		<u>Amount</u>
502020	502020	01	Personnel Services	\$150,817
502020	502020	02	Materials & Supplies	\$ 1,000
502020	502020	03	Services/Operation & Maintenance	<u>\$ 6,500</u>
Total:				\$158,317

Section 3. That the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Health Commissioner, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

Section 4. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1237-02

To authorize the City Auditor to transfer \$11,500.00 from the Special Income Tax Fund to the Voted 1999 Blind School Renovation Fund; to authorize the appropriation of said funds; to authorize the Director of Finance to establish a purchase order with Krueger International for furnishings; to authorize the Board of Health to enter into a contract with Encompass Electrical Technologies for electrical service for the former Ohio Blind School; and to declare an emergency. (\$11,500.00)

WHEREAS, a need exists for the purchase of furnishings and electrical services as part of the renovation at the Ohio Blind School facility located at 240 Parsons Avenue; and

WHEREAS, the establishment of funding is necessary to allow payment for these services; and

WHEREAS, an appropriation and transfer of funds is necessary for the project to proceed; and

WHEREAS, the City will sell notes or bonds to fund this project and will reimburse the Special Income Tax Fund, this transfer should be considered as a temporary funding method; and

WHEREAS, the aggregate principal amount of obligations which the City will issue to finance this part of the project is presently expected not to exceed \$11,500.00; and

WHEREAS, it is immediately necessary to both appropriate said funds from the Special Income Tax Fund and transfer said funds into the Voted 1999 Blind School Renovation Fund; and

WHEREAS, the Board of Health is hereby authorized to enter into contract with Encompass Electrical Technologies for electrical services for the Ohio Blind School Renovation Building Project; and,

WHEREAS, the Director of Finance is hereby authorized to enter into contract with Krueger International, for furnishings for the Ohio Blind School Renovation Building Project; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to both appropriate said funds from the Special Income Tax Fund and transfer said funds into the Voted 1999 Blind School Renovation Fund, and to enter into contracts for various services for the Ohio Blind School Renovation Building Project for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the sum of \$11,500.00 be and is hereby appropriated from the unappropriated balance of the Special Income Tax Fund, 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2002 to the City Auditor, Department No. 22-01, Object Level One 10, OCA Code 902023, Object Level Three 5502.

Section 2. That the City Auditor is hereby authorized to transfer said funds to the Voted 1999 Blind School Renovation Fund at such time as is deemed necessary by the City Auditor, and to expend said funds, or so much thereof as may be necessary.

Section 3. That the amount of \$11,500.00 is hereby appropriated to the Voted 1999 Blind School Renovation Fund No. 706 for the Health Department, Dept./Div. No. 50-01, Object Level One 06, Project 570053, OCA 597013.

Section 4. That the Board of Health is hereby authorized and directed to enter into a contract with Encompass Electrical Technologies for electrical services for the Ohio Blind School Renovation Building Project, in an amount not to exceed \$6,932.00.

Section 5. That the Director of Finance is hereby authorized to enter into a contract with Krueger International for furnishings for the Ohio Blind School Renovation Building Project, in an amount not to exceed \$4,568.00.

Section 6. That the expenditure of \$11,500.00 is hereby authorized from the Ohio Blind School Renovation Fund, Fund No. 706, Project No. 570053, Department of Health, Division No. 50, Object Level One 06, Object Level Three 6620, OCA No. 597013.

Section 7. That the City Auditor is authorized to establish proper accounting project numbers.

Section 8. That upon obtaining other funds for the Blind School Renovation project, the City Auditor is hereby authorized to repay the Special Income Tax Fund the amount transferred under Section 2 above, and said funds are hereby deemed appropriated for such purpose.

Section 9. That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract or contract modification associated with expenditure of the funds transferred in Section 2, above.

Section 10. That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations promulgated pursuant to the Internal Revenue Code of 1986, as amended.

Section 11. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1238-02

To authorize the City Auditor to transfer \$83,861.08 from the Special Income Tax Fund to the Voted 1999 Health Renovation Fund; to authorize the appropriation of said funds; to authorize the Director of Finance to enter into contract with MCSI, Inc., for the purchase of audio-visual equipment, to authorize the expenditure of \$83,861.08 from the Voted 1999 Health Renovation fund; and to declare an emergency. (\$83,861.08)

WHEREAS, a need exists for audio-visual equipment for the auditorium and conference rooms at their new facility on Parsons Avenue; and

WHEREAS, an invitation to bid was advertised in the City Bulletin and 225 companies were solicited for bid interest; and,

WHEREAS, MCSI, Inc., was determined to have submitted the lowest, most responsive and responsible bid; and,

WHEREAS, the establishment of funding is necessary to allow payment for these services; and

WHEREAS, an appropriation and transfer of funds is necessary for the project to proceed; and

WHEREAS, the City will sell notes or bonds to fund this project and will reimburse the Special Income Tax Fund, this transfer should be considered as a temporary funding method; and

WHEREAS, the aggregate principal amount of obligations which the City will issue to finance this part of the project is presently expected not to exceed \$83,861.08; and

WHEREAS, it is immediately necessary to both appropriate said funds from the Special Income Tax Fund and transfer said funds into the Voted 1999 Health Renovation Fund; and

WHEREAS, the Director of Finance is hereby authorized to enter into contract with MCSI, Inc., for audio-visual equipment for the Blind School Renovation Project; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to both appropriate said funds from the Special Income Tax Fund and transfer said funds into the Voted 1999 Health Renovation Fund, and to enter into contract with MCSI, Inc., for audio-visual equipment for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the sum of \$83,861.08 be and is hereby appropriated from the unappropriated balance of the Special Income Tax Fund, 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2002 to the City Auditor Department No. 22-01, Object Level One 10, OCA Code 902023, Object Level Three 5502.

Section 2. That the City Auditor is hereby authorized to transfer said funds to the Voted 1999 Health Renovation Fund at such time as is deemed necessary by the City Auditor, and to expend said funds, or so much thereof as may be necessary.

Section 3. That the amount of \$83,861.08 is hereby appropriated to the Voted 1999 Health Renovation Fund No. 706- Blind School Renovation Project for the Health Department, Dept./Div. No. 50-01, Object Level One 06, Project 570053, OCA 597013.

Section 4. That the Director of Finance is hereby authorized to enter into contract for \$83,861.08 with MCSI, Inc., for audio-visual equipment for the Blind School Renovation Project.

Section 5. That the expenditure of \$83,861.08 is hereby authorized from the Health Renovation Fund, Fund No. 706, Project No. 570053, Department of Health, Division No. 50, Object Level One 06, Object Level Three 6620, OCA No. 597013.

Section 6. The City Auditor is authorized to establish proper accounting project numbers.

Section 7. That upon obtaining other funds for the Blind School Renovation project, the City Auditor is hereby authorized to repay the Special Income Tax Fund the amount transferred under Section 2 above, and said funds are hereby deemed appropriated for such purpose.

Section 8. That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract or contract modification associated with expenditure of the funds transferred in Section 2, above.

Section 9. The City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations promulgated pursuant to the Internal Revenue Code of 1986, as amended.

Section 10. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1239-02

To authorize and direct the Board of Health to enter into a revenue contract from the Ohio Department of Health for the provision of food service inspections and food sample collections, in an amount not to exceed \$8,325, and to declare an emergency. (\$8,325)

WHEREAS, the Ohio Department of Health has a need for food service inspections and food sample collections to be conducted at specified food service sites; and,

WHEREAS, the Ohio Department of Health has contracted with the Columbus Health Department to provide food service inspections and to collect food samples for analysis during the period July 1, 2002 through October 31, 2002.

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to enter into a revenue contract with the Ohio Department of Health for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Board of Health is hereby authorized and directed to enter into a revenue contract with the Ohio Department of Health to provide food inspection services and food sample collections for the period July 1, 2002 through October 31, 2002.

Section 2. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1240-02

To authorize the Board of Health to enter into the fifth year of a five year lease contract with Tom Zanetos for office space for the Perinatal Program, to authorize a total expenditure of \$32,500 from the Health Department Grants Fund, and to declare an emergency. (\$32,500)

WHEREAS, the Columbus Health Department has a need for clinic space for the Perinatal and WIC Programs; and,

WHEREAS, this ordinance authorizes the Board of Health to enter into the fifth year of a five year lease for office space with Tom Zanetos; and,

WHEREAS, the Health Department will use approximately 3,378 square feet of space in a building located at 1200 W. Broad Street; and,

WHEREAS, the close proximity to the program's target population and the cost of \$9.62/sq. ft. makes this site the most cost and time efficient location; and,

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to contract with Tom Zanetos for the fifth year of a five year lease for clinic space for the preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Board of Health is hereby authorized to enter into contract with Tom Zanetos for the fifth year of a five year lease contract for office space from October 1, 2002 through September 30, 2003.

Section 2. That to pay the costs of said contract, the expenditure of \$32,500 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Department of Health, Department No. 50, as follows:

<u>OCA Code</u>	<u>Grant No.</u>	<u>Object Level 01</u>	<u>Object Level 03</u>	<u>Amount</u>
502018	502018	03	3301	\$23,015.00
502016	502016	03	3301	\$ 9,485.00
Total:				\$32,500.00

Section 3. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1241-02

To authorize and direct the Board of Health to enter into a contract with Children's Hospital for the provision of comprehensive pediatric care for the perinatal program; to authorize the expenditure of \$690,699 from the Health Department Grants Fund; to waive the provisions for competitive bidding; and to declare an emergency. (\$690,699)

WHEREAS, the Columbus Health Department has a need for Children's Hospital to provide comprehensive pediatric care services for the perinatal program for the period of October 1, 2002 through September 30, 2003, and,

WHEREAS, Children's Hospital has the expertise and has had a long history of providing comprehensive pediatric care services to patients in the Child and Family Health Services Perinatal Program; and,

WHEREAS, this ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management; and,

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to enter into this contract for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Board of Health is hereby authorized and directed to enter into a contract with Children's Hospital to provide comprehensive pediatric care services for the period of October 1, 2002 through September 30, 2003, in an amount not to exceed \$690,699.

Section 2. That to pay the cost of said contract, the expenditure of \$690,699 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Department of Health, Department No. 50, Object Level One 03, Object Level Three 3351, Grant No. 502018, OCA Code 502018.

Section 3. That the provisions of the Columbus City Code, Section 329.02 are hereby met.

Section 4. That the provisions of Columbus City Code, Sections 329.11 and 329.12, dealing with competitive bidding, are hereby waived.

Section 5. That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial records.

Section 4. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1243-02

To authorize an appropriation of \$10,000 from the unappropriated balance of the Private Grant Fund to the Department of Development, Neighborhood Services Division, to provide funds to support the final conservation and re-installation of a seven-canvas mural by Emerson Burkhart, and to declare an emergency. (\$10,000.00)

WHEREAS, the City of Columbus has accepted a grant in the amount of \$10,000 from the National Endowment for the Arts; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to appropriate said funds in order to preserve the public health, peace, property, safety, and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That from the unappropriated monies in the Private Grant Fund, Fund 221, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2002, the sum of \$10,000 is appropriated to the Department of Development, Neighborhood Services, Division No. 44-05, as follows:

<u>Object Level One</u>	<u>Object Level Three</u>	<u>Grant Number</u>	<u>OCA Code</u>
03	3336	442003	442003

Section 2. That the monies appropriated in the foregoing Section 1 shall be paid upon order of the Development Director; and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1245-02

To authorize the transfer of \$2,704.55 cash and appropriation between projects within the Voted 1995, Voted 1999 Streets and Highways Fund and the expenditure of the same amount therein; to authorize the Public Service Director to modify and increase the contract with Complete General Construction Company for construction of the Stelzer Road Bridge Replacement project for the Transportation Division; and to declare an emergency. (\$2,704.55)

WHEREAS, contract EA 012882 was authorized by ordinance no. 1221-00, passed on May 15, 2000, was executed and approved by the City Attorney on May 16, 2000; and

WHEREAS, it is necessary to modify this contract to provide for additional work for the Stelzer Road Bridge Replacement project; and

WHEREAS, a transfer of cash and appropriation authority between projects within the Voted 1995, Voted 1999 Streets and Highways Fund will make money available for this project; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that the contract should be modified and increased immediately so that the contractor may be paid in a timely manner, thereby preserving the public health, peace and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That cash and appropriation authority in the amount of \$2,704.55 shall be transferred within the Voted 1995, Voted 1999 Streets and Highways Fund no. 704, for the Transportation Division, Dept./Div. 59-09, Object Level Three 6631, as follows:

TRANSFER FROM:

<u>Project</u>		<u>OCA Code:</u>	<u>Amount:</u>
530103	Street Rehabilitation	644385	\$2,704.55

TRANSFER TO:

<u>Project</u>		<u>OCA Code:</u>	<u>Amount:</u>
530301	Bridge Improvements	644385	\$2,704.55

Section 2. That the Director of Public Service is hereby authorized to modify and increase contract EA 012882 with Complete General Construction Company, 1221 E. 5th Avenue, Columbus, OH 43219, by \$2,704.55 for additional work necessary on the Stelzer Road Bridge Replacement project in accordance with the terms as shown on the modification on file in the office of the City Engineer, which are hereby approved.

Section 3. That the sum of \$2,704.55 or so much thereof as may be needed is hereby authorized to be expended from the Voted 1995, Voted 1999 Streets and Highways Fund no. 704, Dept./Div. 59-09, OCA code 644385, Object Level Three 6631 and project no. 530301.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1246-02

To appropriate \$72,000.00 within the General Permanent Improvement Fund and authorize the expenditure of the same amount therein; to authorize the Director of Public Service to modify and increase an existing contract with Shelly and Sands, Inc. for the construction of the James Road Improvements - project for the Transportation Division; and to declare an emergency. (\$72,000.00)

WHEREAS, contract EA012911 was authorized by Ordinance No. 1256-99, which passed on May 24, 1999, was executed on June 3, 1999, and was approved by the City Attorney on June 3, 1999; and

WHEREAS, it is necessary to modify and increase this contract to provide for additional work for the James Road Improvements project; and

WHEREAS, it is necessary to appropriate and expend additional funds for this project; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that the contract should be modified and increased immediately so the contractor may be paid without delay, thereby preserving the public health, peace and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the sum of \$72,000.00 is hereby appropriated from the unappropriated balance of the General Permanent Improvement fund no. 748, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2002, to the Transportation Division, Dept./ Div. 59-09, OCA Code 642678, Object Level Three 6600 and project 537650.

Section 2. That the Director of Public Service is hereby authorized to modify and increase contract EA012911 with Shelly and Sands, Inc., 1565 Harmon Avenue, Columbus, OH 43216, by \$72,000.00 for additional work in accordance with the terms and conditions as shown on the modification on file in the office of the Transportation Division, which are hereby approved.

Section 3. That for the purpose of paying the costs of the contract modification, \$72,000.00 or so much thereof as may be necessary, is hereby authorized to be expended for the Transportation Division, Dept./Div. 59-09, from the General Permanent Improvement fund no. 748, OCA Code 642678, Object Level Three 6631 and project 537650.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure, and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1247-02

To authorize the Director of the Public Service Department to execute those documents necessary to grant encroachment easement into Wall Street south of Spruce Street to allow for the installation of a fire escape for building located at 479 Vi North High Street and to declare an emergency.

WHEREAS, North Market Associates Partnership has requested the City grant an encroachment easement into Wall Street, south of Spruce Street to allow for the installation of a fire escape for the building located at 479½ North High Street; and

WHEREAS, after investigation it has been determined that the proposed fire escape will not interfere with the City's use of the Wall Street right-of-way and that there are no objections to the granting of the requested encroachment easement; and

WHEREAS, a value of \$4,000.00 was determined for the granting of this encroachment easement; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that it is immediately necessary to authorize the Director of the Public Service Department to execute those documents necessary to grant the requested encroachment easement so that the installation of the proposed fire escape can be completed without delay thereby preserving the public health, peace, property, safety and welfare now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Public Service Department be and is hereby authorized to execute those documents prepared by the Department of Law, Real Estate Division, necessary to grant the following described encroachment easement to North Market Associates Partnership, to-wit:

200 Square foot Easement for Fire Escape

Situated in the State of Ohio, County of Franklin, City of Columbus, being an encroachment into Wall Street adjacent to and west of the west line of Lots 19 and 20 of the North Graveyard Addition, as said Street is shown and delineated upon the recorded plat thereof, of record in Plat Book 2, Page 355 and being more particularly described as follows:

Commencing at the northwest corner of said Lot 20, also being on the east line of said Wall Street (20 feet wide);

Thence, along part of the west line of said Lot 20, the east line of said Wall Street, SOUTH, 3 00 feet to the TRUE POINT OF BEGINNING;

Thence, along part of the west line of said Lots 20 and 19, the east line of said Wall Street, SOUTH, 25.00 feet to a point;

Thence, across said Wall Street, the following three (3) courses:

1. WEST, 8.00 feet to a point;

2. NORTH, 25.00 feet to a point;

3. EAST, 8.00 feet to the point of beginning CONTAINING 200 SQUARE FEET. Basis of bearing is the west line of Lot 20 assumed SOUTH. The easement area defined above shall exist between the elevations of 745.0 to 775.0, National Geodetic Vertical Datum of 1929 (NGVD 29).

MYERS SURVEYING COMPANY, INC.

Joseph P. Myers, P.S. 7361

Section 2. That the \$4,000.00 to be received by the City as consideration for the granting of the above described encroachment easement shall be deposited in Fund 748, Project 537650.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1248-02

To authorize and direct the Public Service Director to enter into a contract with Donatos Pizzeria Corporation for the purpose of installing and maintaining traffic control devices located at the intersection of East Main Street and Kenwick Road at the driveway to Donatos Pizzeria, and to declare an emergency.

WHEREAS, Donatos Pizza Corporation has agreed to pay for the installation and maintenance of traffic control devices located at the intersection of East Main Street and Kenwick Road at the driveway to a Donatos Pizzeria, and

WHEREAS, an emergency exists in the usual daily operation of the Transportation Division, Public Service Department, in that it is immediately necessary for the Public Service Director to enter into a contract with Donatos Pizza Corporation for the purpose of installing and maintaining a traffic control device in accordance with the conditions on file in the office of the Public Service Director, for the preservation of the public peace, property, health, and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Public Service Director be and is hereby authorized and directed to enter into contract with Donatos Pizzeria Corporation; One Easton Oval, Suite 200; Columbus, Ohio 43230 (FED ID #36-4292762), for the purpose of installing and maintaining traffic signal equipment for a Donatos Pizzeria at East Main Street and Kenwick Road.

Section 2. That this contract shall be in accordance with the conditions on file in the office of the Public Service Director.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1249-02

To authorize the appropriation and expenditure of \$28,000.00 in the Streets and Highways Improvement Fund; to authorize the Public Service Director to refund \$28,000 to Dominion Homes, Inc. from their contribution for the Holt Road at Alkire Road intersection improvement project; and to declare an emergency. (\$28,000.00)

WHEREAS, it is necessary to make improvements at the intersection of Holt Road and Alkire Road, including the addition of turn lanes for traffic control purposes, and

WHEREAS, a partial refund of the contribution by Dominion Homes, Inc., is necessary in order to contract with a design consultant to prepare construction plans for the project, and

WHEREAS, it is in the City's best interest to make this refund, and

WHEREAS, an appropriation of funds is necessary in order to make this expenditure, and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that the refund should be made immediately so that design work may proceed without delay, thereby preserving the public health, peace and safety; now, therefore, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the sum of \$28,000.00 is hereby appropriated from the unappropriated balance of the Streets and Highways Improvement Fund no. 766 and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2002, to the Transportation Division, Dept./Div. 59-09, OCA Code 530005, Object Level Three 6600, and project 530005.

Section 2. That the Public Service Director is hereby authorized to return to Dominion Homes, Inc. \$28,000.00 from their contribution for the Holt Road at Alkire Road intersection improvement project for the Transportation Division.

Section 3. That the sum of \$28,000.00 is hereby authorized to be expended from the Streets and Highways Improvement Fund no. 766 for the Transportation Division, Dept./Div. 59-09, OCA Code 530005, Object Level Three 6682, and project 530005.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1250-02

To amend the Division of Fire's 2001 Capital Improvement Budget, to authorize the City Auditor to appropriate and transfer \$1,008,250.00 from the Special Income Tax Fund, and to authorize the Public Service Director to enter into contract for the Division of Facilities Management with Gutknecht Construction Company for an addition and renovation to Fire Station 19, to authorize the expenditure of \$2,930,000.00 from the Division of Fire's Capital Improvement Fund and to declare an emergency. (\$2,930,000.00)

WHEREAS, it is necessary to add an addition and renovate Fire Station 19, and

WHEREAS, formal bids were solicited in compliance with City Codes, and

WHEREAS, Gutknecht Construction Company is the successful low bidder, and

WHEREAS, the City will sell notes or bonds to fund the addition and renovation to Fire Station 19, and

WHEREAS, the aggregate principal amount of obligation which the City will issue to finance the project is presently expected not to exceed \$1,008,250.00, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Facilities Management in that it is immediately necessary to authorize the Public Service Director to enter into contract with Gutknecht Construction Company for an addition and renovations to Fire Station 19, thereby preserving the public health, peace, property, safety, and welfare; now, therefore, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the 2001 Capital Improvement Budget is hereby amended, as follows, in order to establish sufficient funding authority for Fire Station 19 Clintonville Capital Improvement Project.

PROJECT	DESCRIPTION	CURRENT 2001 C.I.B.	AMENDED 2001 C.I.B.
340121	Fire Station 19 Clintonville	\$2,205,250	\$2,930,000

Section 2. That from the unappropriated monies in the Special Income Tax Fund (430) and from all monies estimated to come into said fund from any and all sources, and unappropriated for any other purpose during the fiscal year ending December 31, 2002, the sum of \$ 1,008,250.00 is hereby appropriated to the City Auditor, Department 2201, Object Level 01 10, Object Level 03 5501, OCA Code 902023.

Section 3. That the City Auditor is hereby authorized and directed to transfer said funds to the Fire Capital Improvement Fund 701 Project 340121, Object Level 01 06, Object Level 03 6620 OCA 644559, and said funds are hereby appropriated within.

Section 4. That upon obtaining other funds for these capital improvements, the City Auditor is hereby authorized to repay the Special Income Tax Fund the amount transferred under Section 2 above, and said funds are hereby deemed appropriated for such purpose.

Section 5. That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract or contract modifications associated with the expenditure of the funds transferred under Section 2 above.

Section 6. That the City intends that this ordinance constitutes an "official intent" for purposes of Section 1.15-2 (e) of the Treasury Regulations promulgated pursuant to the Internal Revenue Code of 1986, as amended.

Section 7. That the Public Service Director be and is hereby authorized to enter into contract for the Division of Facilities Management with Gutknecht Construction Company for an addition and renovation to Fire Station 19, 3601 North High Street.

Section 8. That the expenditure of \$2,930,000.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 1., be and is hereby authorized and approved as follows:

FROM:

Division	Fund	OCA Code	Obj. Lvl. 1	Obj. Lvl. 3	Project	Title	Amount
30-04	701	340121	06	6620	340121	Fire Station 19 Clintonville	\$2,930,000.00

Section 9. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1251-02

To appropriate \$1,000,000.00 from the unappropriated balance of the Municipal Motor Vehicle License Tax Fund for anticipated 2002 projects for the Transportation Division; and to declare an emergency. (\$1,000,000.00)

WHEREAS, projects programmed to utilize funds from the Municipal Motor Vehicle License Tax Fund are ready to proceed; and

WHEREAS, an appropriation of funds is necessary to begin these projects, allow the services to be performed and payments to be made without delay; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that it is immediately necessary to appropriate said funds for the preservation of the Public health, peace, property, safety and welfare; now, therefore, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the sum of \$1,000,000.00 be appropriated from the unappropriated balance of the Municipal Motor Vehicle License Tax Fund Type 102, Fund 266 and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2002, to the Transportation Division, Org. Level #1 / #2, Dept./Div. 59-09, as follows:

<u>Project</u>	<u>OCA</u>	<u>Amount</u>	<u>Object Level Three</u>
Street Maintenance and Repairs	590266	\$719,400.00	3300
Street Maintenance and Repairs	590266	80,000.00	2200
Street Rehabilitation	590315	40,000.00	3300
Street Rehabilitation	590315	160,600.00	6600
TOTAL:		\$1,000,000.00	

Section 2. That the monies appropriated in Section 1 shall be paid upon order of the Public Service Director; and that no order shall be drawn or paid except by voucher, the form of which shall be approved by the City Auditor.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure, and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

RESOLUTIONS**RES. NO. 141X-02**

To set Regular Meeting(s) No. 36 and 37 of City Council on Monday, July 29, 2002 at 5:00 p.m. and 6:30 p.m. respectively, in Council Chambers, and to declare an emergency.

WHEREAS, an emergency exists in the usual daily operation of the Office of the City Clerk in that it is necessary to establish the number of meetings of City Council to fulfill the requirements of Section 8 of the City Charter; now, therefore,
BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That Regular Meeting No. 36 and 37 of City Council be and they are hereby set for Monday, July 29, 2002 at 5:00 p.m. and 6:30 p.m. in Council Chambers.

Section 2. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same.

Adopted July 22, 2002 Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

RES. NO. 142X-02

To recognize and celebrate the debut of the Columbus Black Pages into the Columbus area. WHEREAS, the Columbus Black Pages will unveil the Premiere Edition of the Black Pages serving Columbus on October 10, 2002, at the King Arts Complex;

WHEREAS, this Council commends Ms. Eulanda Jones for her tenacity and perseverance to bring the Black Pages to the City of Columbus; WHEREAS, the goal of the Black Pages is to create a high level of visibility and promote the services of the many small businesses in the Columbus area;

WHEREAS, the Columbus Black Pages is a free business listing and information guide established to support, encourage and act as an advocate for African-American owned businesses and entrepreneurs;

WHEREAS, the Columbus Black Pages would like to instill the need for African-Americans to provide greater support to the African-American business owners and the supporting businesses who are committed to the economic development and growth of the community;

WHEREAS, through the Black Pages, African-American business and corporate "Partners in Progress" are provided a marketing medium with access to over a three billion dollar consumer market;

WHEREAS, Black Pages is involved in the community that it serves and supports community needs such as adoption services, drug treatment programs, United Negro College Fund, Urban Leagues Minority Business Councils and other nerous non-profit community groups providing services to the African-American Neighborhood;

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS

That this Council does hereby recognize and celebrate the debut of the Columbus Black Pages into the Columbus area

BE IT FURTHER RESOLVED: that a copy of this resolution be presented to Columbus Black Pages as a token of our esteem.

Adopted July 22, 2002 Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

RES. NO. 143X-02

To recognize Tuesday, August 6, 2002 as the 19th Annual National Night Out and to commend the efforts of Columbus Block Watch organizations and the Columbus Division of Police-Community Liaison Section of the Strategic Response Bureau to promote crime prevention awareness to Columbus citizens.

WHEREAS, the National Association of Town Watch (NATW) is sponsoring a unique, nationwide crime, drug and violence prevention program on August 6, 2002, entitled "National Night Out"; and

WHEREAS, the "19th Annual National Night Out" provides a unique opportunity for the City of Columbus to join forces with thousands of other communities across the country in promoting cooperative, police-community crime prevention efforts; and

WHEREAS, the community plays a vital role in assisting the Columbus Division of Police through joint crime, drug and violence prevention efforts in the City of Columbus and is supporting "Columbus' Night Out 2002" locally; and

WHEREAS, it is essential that all citizens of the City of Columbus be aware of the importance of crime prevention programs and the impact that their participation can have on reducing crime, drugs and violence in the City of Columbus; and

WHEREAS, police-community partnerships, neighborhood safety, awareness and cooperation are important themes of "Columbus' Night Out 2002" program;

WHEREAS, Columbus organizations including Fifth Third Bank, Giant Eagle, and SBC Ameritech, American Electric Power, and JP Barbecue are providing key underwriting support;

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

That this Council does hereby recognize Tuesday, August 6, 2002 as "Columbus' Night Out 2002" and calls upon all citizens of the City of Columbus to join the Columbus Division of Police and the National Association of Town Watch in supporting the "19th Annual National Night Out".

Adopted July 22, 2002 Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

RES. NO. 144X-02

To support the creation of the Columbus Downtown Office Incentive Program as one of the development tools needed to implement the Downtown Business Plan; to repeal Resolution 092x-02, adopted May 20, 2002; and to declare an emergency.

WHEREAS, the City desires to increase employment opportunities and encourage establishment of new jobs in the City in order to improve the overall economic climate of the City and its citizens; and

WHEREAS, to carry out this public purpose the City seeks to pursue all reasonable and legitimate incentives to accomplish downtown development and redevelopment; and

WHEREAS, the Downtown Office Incentive Program will be one of several vehicles implemented to help create a more healthy downtown; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to repeal Resolution 092x-02 and adopt this revised version of the resolution, all for the immediate preservation of the public health, property, safety and welfare; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That Resolution 092x-02, adopted May 20, 2002, be and is hereby repealed.

Section 2. That this Council with the full support of the Mayor of the City of Columbus, does hereby support the creation of the Columbus Downtown Office Incentive Program as one of the development tools needed to implement the Downtown Business Plan in accordance with the principles expressed herein above.

Section 3. That the City of Columbus creates an employment-based office incentive equal to 50% of the municipal income tax paid through withholding for the new jobs created by an employer in downtown.

Section 4. For the purpose of this resolution, the boundaries of downtown are defined in Columbus City Code Title 33 Section 3359.03 downtown district boundary.

Section 5. At the end of 5 years from the time this resolution is passed by City Council, this program concludes unless extended by Council action.

Section 6. The minimum employment requirement to qualify for this incentive is 10 new employees (net job creation). The jobs must be newly created positions or moved from outside the city to the downtown as defined above.

Section 7. Only private sector employees qualify for this incentive.

Section 8. This program will be applied on a case-by-case basis and when criteria are met, legislation will be prepared and forwarded to Council to formalize the incentive.

Section 9. New to Columbus Employer - the term of the incentive shall be; for employers occupying leased space, two (2) years less than the lease term not to exceed five (5) years; for employers using owner occupied space five (5) years.

Section 10. Existing Columbus Employers - the term of the incentive shall be:

a) for use of existing space(whether leased or owner occupied) and the creation of:

i.) 10 to 49 new employees - one (1) year,

ii.) 50 to 149 new employees - two (2) years, and

iii.) 150 or greater new employees - three (3) years.

b) for expansion into newly leased space, two (2) years less than the lease term not to exceed five (5) years

c) for owner occupied space five (5) years.

Section 11. The availability of this incentive is contingent on the one time approval of the incentive for a company by City Council. Yearly funding is contingent on Council appropriation and approval based on availability of general fund non-tax revenue.

Section 12. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same.

Adopted July 22, 2002 Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

RES. NO. 145X-02

To recognize and congratulate WSMZ (Z-103), Donna Richardson and Tom Joyner for efforts to help "Close the Health Gap" in the City of Columbus.

WHEREAS, on Friday, July 19th and Saturday, July 20th, 2002, WSMZ, in partnership with the Tom Joyner Sky Show and Donna Richardson, will host a variety of activities devoted to promote fitness and provide education about the severity of the health crisis facing African-Americans, with an emphasis on adopting healthier lifestyles, preventive care and seeking appropriate healthcare; and

WHEREAS, ABC Networks and the Tom Joyner Morning Show have collaborated with the United States Department of Health and Human Services on "Closing the Health Gap," a public awareness program to educate African-Americans on ways to improve health;

WHEREAS, on Saturday, July 20, 2002, WSMZ will host the "Stone Soul Healthy Expo" at Franklin Park, featuring nationally recognized health and fitness expert Donna Richardson who will lead Columbus' largest street aerobics workout at 8:00 AM; and

WHEREAS, the event will also feature health screenings, preventive care demonstrations, as well as fitness information and services to assist in educating the community on the importance of healthcare; and

WHEREAS, after the Sky Show Weekend, Z103 will continue to promote "Closing the Health Gap" initiatives such as "Take a Loved One to the Doctor Day on September 24, 2002 and many other activities; and

WHEREAS, fun activities will be available for the entire family including music, poetry, magic, games and entertainment; and

WHEREAS, other sponsors include Ross Products, Universal Nursing Services, Incorporated and the Columbus Chapter of the National Medical Association, now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

That this Council does hereby recognize and applaud all of the partners involved in improving the overall health of our community.

Adopted July 22, 2002 Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

RES. NO. 146X-02

To recognize and congratulate St. Mark's Lodge No. 7 on the occasion of its 150th Anniversary.

WHEREAS, on Saturday, July 20, 2002, St. Mark's Lodge No. 7 will celebrate 150 years of history and legacy with a black tie dinner at the Holiday Inn Columbus East; and

WHEREAS, in 1852, Charles H. Langston, David Jenkins, James Poindexter, J.J. Lee, Hanson Johnson and several other concerned African-American men of Columbus courageously established the St. Mark's Lodge No. 7, Prince Hall Free and Accepted Masons under a charter issued by the M.W. Grand Lodge of the State of Ohio; and

WHEREAS, the organization's members continued making significant contributions, such as Reverend Dr. James Poindexter, the first African-American member of Columbus City Council; David Jenkins, an active participant in the Underground Railroad and founder of one of the first schools for African-American children in Columbus and many, many other noteworthy members; and

WHEREAS, this year's Sesquicentennial Anniversary theme is "Celebrating 150 Years of Brotherly Love, Relief and Truth;" now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

That this Council does hereby recognize and celebrate your founding principles of benevolence and charity to all people.

Adopted July 22, 2002 Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

BIDS WANTED - PURCHASING OFFICE

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporations, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE: Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification. Compliance with the provisions of Article I, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

WITHOLDING OF INCOME TAX: All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractor's employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX: All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

LOCAL CREDIT: For all contracts except professional service contracts: In determining the lowest bid for purpose of awarding a contract not exceeding \$20,000.00, a local bidder shall receive a credit equal to five percent (5%) of the lowest bid submitted by a non-local bidder. In determining the lowest bid for purposes of awarding a contract in excess of \$20,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$10,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus, or the County of Franklin in official documents filed with Secretary of State, State of Ohio, or a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSAL CALL (614) 645-7599

BID OPENING DATE 08/01/02**BID FOR PURCHASE OF BALL DIAMOND CLAY**

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on August 1, 2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: Recreation & Parks

Bid for Purchase of Ball Diamond Clay Solicitation No. SA000302BGB in accordance with specifications or file in the Purchasing Office.

Joel Taylor, Finance Director
(7/20/02; 7/27/02)

BID FOR PURCHASE OF HECKLER & KOCH TACTICAL PISTOLS

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on August 1, 2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: Police

Bid for Purchase of Heckler & Koch Tactical Pistols Solicitation No. SA000300DRM in accordance with specifications on file in the Purchasing Office.

Joel Taylor, Finance Director
(7/20/02; 7/27/02)

BID FOR POTHOLE PATCHING BODY

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on AUGUST 1, 2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: TRANSPORTATION DIVISION

Bid for POTHOLE PATCHING BODY Solicitation No. SA-000279 GRW in accordance with specifications on file in the Purchasing Office.

Joel Taylor, Finance Director
(7/20/02; 7/27/02)

BID FOR CITY INCOME TAX FORMS

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on August 1, 2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

SEE attached Performance and Bid Bond.

Envelopes must be plainly marked: Auditor's Office/Income Tax Division
Bid for City Income Tax Forms Solicitation No. SA000299RFM in accordance with specifications on file in the Purchasing Office.
Joel Taylor, Finance Director
(07/27/02)

BID OPENING DATE 08/08/02

BID FOR CRANE TRUCK

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on AUGUST 8, 2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: SEWERAGE & DRAINAGE

Bid for CRANE TRUCK Solicitation No. SA-000294 GRW in accordance with specifications on file in the Purchasing Office.

Joel Taylor, Finance Director
(7/20/02; 7/27/02; 08/03/02)

BID FOR DUMP TRUCK W/SALT SPREADER

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on AUGUST 8, 2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: DIVISION OF WATER

Bid for DUMP TRUCK w/SALT SPREADER Solicitation No. SA-000305 GRW in accordance with specifications on file in the Purchasing

Office.

Joel Taylor, Finance Director
(7/20/02; 7/27/02; 08/03/02)

BID FOR PURCHASE OF WINTERWEAR / RAINGEAR

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on August 8, 2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: Purchasing Office

Bid for Purchase of Winterwear / Raingear Solicitation No. SA000307DRM in accordance with specifications on file in the Purchasing

Office.

Joel Taylor, Finance Director
(7/27/02; 08/03/02)

BID FOR PURCHASE OF MECHANICAL BAR SCREEN COMPONENTS

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on August 8, 2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: Sewerage & Drainage

Bid for Purchase of Mechanical Bar Screen Components Solicitation No. SA000301BGB in accordance with specifications on file in the

Purchasing Office.

Joel Taylor, Finance Director
(07/27/02; 08/03/02)

BIDS WANTED - OTHER DIVISIONS

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporations, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE: Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification. Compliance with the provisions of Article I, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

WITHOLDING OF INCOME TAX: All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractor's employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX: All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

LOCAL CREDIT: For all contracts except professional service contracts: In determining the lowest bid for purpose of awarding a contract not exceeding \$20,000.00, a local bidder shall receive a credit equal to five percent (5%) of the lowest bid submitted by a non-local bidder. In determining the lowest bid for purposes of awarding a contract in excess of \$20,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$10,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus, or the County of Franklin in official documents filed with Secretary of State, State of Ohio, or a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSAL CALL (614) 645-7599

BID FOR DEPOSIT OF PUBLIC MONEY

Notice is hereby given in accordance with Chapter 321 of the Columbus City Codes, 1959 to all banks, and building and loan or savings associations or companies situated in Franklin County, Ohio, whose application for deposit of public money has been approved by the Columbus Depository Commission that bids will be accepted by the City Treasurer for the deposit of inactive funds:

The City Treasurer will accept such bids by telephone (645-7727) or in person between the hours of 8:00 a.m. and 10:45 a.m. Monday through Friday. Such bids should specify the time span of the certificate of deposit, the rate of interest being offered, the amount of funds being bid upon, and the beginning and ending date for which said bid is applicable. By order of the Columbus Depository Commission.

THOMAS ISAACS, Chairman
HUGH J. DORRIAN, Secretary
JOEL S. TAYLOR, Member

BID OPENING DATE 08/13/02

RHODES PARK WELL & IRRIGATION INSTALLATION

Sealed proposals will be received by the Recreation and Parks Commission of the City of Columbus, Ohio, at its office at 200 Greenlawn Ave., until 11:00 a.m. on Tuesday, August 13, 2002, and publicly opened and read immediately thereafter for: Rhodes Park Well & Irrigation Installation. The work for which proposals are invited consists of the installation on one well, new electrical service, irrigation lines, grading and seeding and other such work as may be necessary to complete the contract in accordance with the plans and specifications.

Copies of the Project Manual/Specifications and the plans are on file and available to prospective bidders at Recreation and Parks Department Office at 200 Greenlawn Avenue, Columbus, Ohio 43223 (614) 645-5765 upon a non-refundable payment of \$25.00 per package.

Proposals must be submitted on the proper forms contained in the Project Manual/Specifications and the ENTIRE Project Manual/Specifications containing the Proposal must be submitted in a sealed envelope marked "Rhodes Park Well & Irrigation Installation." **PROPOSAL GUARANTY**

The bidder is required to submit a Proposal Guaranty, consisting of either a proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall be expressed in dollars and cents and shall not be less than ten (10) percent of the bid, including all alternates submitted which increase the bid. A certified copy of the authority to act must accompany all bonds signed by an agent. **PREVAILING WAGE RATE**

Attention of the bidder is called to the special requirements included in the Bid Submittal Documents regarding prevailing rates of wages to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract will be required to assure the faithful performance of the work. Bonds shall be with a surety or sureties licensed to conduct business in the State of Ohio, according to Section 103.5 of the City of Columbus Construction and Materials Specifications, latest edition.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to

submit a proposal. Copies of the Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., Room 301, Columbus, Ohio 43215 (614) 645-8290, at the offices of The Construction Inspection Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification. Any questions or inquiries concerning this should be directed to the Equal Business Opportunities Commission Office, 109 N. Front Street, 4th Floor, Columbus, Ohio 43215 (614) 645-4764.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Executive Director of Recreation and Parks of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, and/or to advertise for new proposals, when it is in the best interests of the City.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.

OSHA/EPA/ADA REQUIREMENTS

Contractors are subject to all applicable federal, state and local laws, ordinances, rules and regulations pertaining to services or products to be provided under this requirement.

Jerry Saunders, President, Recreation and Parks Commission

Wayne A. Roberts, Executive Director, Recreation & Parks Department

(07/27/02; 08/03/02)

PUBLIC NOTICES**NOTICE****2001-2002 MONTHLY MEETING SCHEDULE FOR THE VEHICLE FOR HIRE BOARD**

The Regular monthly meetings of the Columbus Vehicle for Hire Board will be scheduled for the last Thursday of every month at 10:00 a.m. The location of the meeting will be the License Section Conference Room at 240 Greenlawn Avenue, Columbus, Ohio 43223.

The Dates are as follows:

November 29, 2001
December 27, 2001
January 31, 2002
February 28, 2002
March 28, 2002
April 25, 2002
May 30, 2002
June 27, 2002
July 25, 2002
August 29, 2002
September 26, 2002
October 31, 2002
November 28, 2002
December 26, 2002

The VFHB will use reasonable efforts to hold its meetings in conformity with this schedule, but the VFHB reserves the right to change the date, time, or location of any meeting; or to hold additional meetings. To confirm meeting dates, please contact Lisa Davis, Recording Secretary, in the License Section Office at (614) 645-7471; or E-mail to imdavis@cmhmetro.net.
(11/01; 12/02)

NOTICE**2001-2002 MONTHLY MEETING SCHEDULE FOR THE COLUMBUS CHARITABLE SOLICITATION BOARD**

The Regular monthly meetings of the Columbus Charitable Solicitations Board will be scheduled for the third Thursday of every month at 10:00 a.m., with the exception of February and March, which will be the second Thursday of the month at 10:00 a.m. The location of the meeting will be the License Section Conference Room at 240 Greenlawn Avenue, Columbus, Ohio 43223.

The Dates are as follows:

November 8, 2001 (Due to Holidays)
December 6, 2001 (Due to Holidays)
January 17, 2002
February 14, 2002
March 14, 2002
April 18, 2002
May 16, 2002
June 20, 2002
July 18, 2002
August – NO MEETING
September 19, 2002
October 17, 2002
November 7, 2002 (Due to Holidays)
December 5, 2002 (Due to Holidays)

The CSB will use reasonable efforts to hold its meetings in conformity with this schedule, but the CSB reserves the right to change the date, time, or location of any meeting; or to hold additional meetings. To confirm meeting dates, please contact Lisa Davis, Recording Secretary, in the License Section Office at (614) 645-7471

Applications can be obtained by mail: Charitable Solicitations Board; c/o License Section, 240 Greenlawn Avenue; Columbus, Ohio 43223; or phone (614) 645-7471; or E-mail to imdavis@cmhmetro.net.
(11/01; 12/02)

OFFICIAL NOTICE**CIVIL SERVICE COMMISSION COMPETITIVE EXAMINATION ANNOUNCEMENTS
APPLY DAILY MONDAY THROUGH FRIDAY 8:00 A.M. TO 4:30 P.M.**

The Civil Service Commission continuously administers competitive examinations. Information regarding examinations, for which the Civil Service Commission is currently accepting applications, is posted at the Commission offices located at 50 West Gay Street, 6th Floor, Columbus, Ohio.

Please note that all visitors to the Beacon Building are required to produce a picture ID, authenticating their identity, in order to visit the applications area. Interested applicants should regularly check this location for examination announcements. Also, please visit our website at www.csc.cmhmetro.net

(1/02; 12/02)

EXHIBIT A**NOTICE OF REGULAR MEETINGS COLUMBUS RECREATION AND PARKS COMMISSION**

The Recreation and Parks Commission, appointed and organized under the Charter of the City of Columbus, Section 112-1 is empowered to equip, operate, direct and maintain all the existing recreational and park facilities. In addition, said Commission exercised certain powers and duties as specified in Sections 112-1 and 112-2 of the Columbus City Charter.

Please take notice that meetings of the Recreation and Parks Commission will be held at the Recreation and Parks Operations Complex conference room 420 W. Whittier Street at 8:30 a.m. on the following dates (unless otherwise posted):

Wednesday, January 9, 2002
 Wednesday, February 13, 2002
 Wednesday, March 13, 2002
 Wednesday, April 10, 2002
 Wednesday, May 8, 2002
 Wednesday, June 12, 2002
 Wednesday, July 10, 2002
 August Recess – No meeting
 Wednesday, September 11, 2002
 Wednesday, October 9, 2002
 Wednesday, November 13, 2002
 Wednesday, December 11, 2002

In the event no proper business exists the meeting may be cancelled without further notice. For further information you may contact the Recreation and Parks Department, 90 West Broad Street, Room 115, Columbus, Ohio 43215 (Telephone: [614] 645-3300).

Wayne A. Roberts, Director

(01/02; 12/02)

NOTICE

MEETING SCHEDULE CITY OF COLUMBUS RECORDS COMMISSION

The regular meetings of the City of Columbus Records Commission for the calendar year 2002 are scheduled as follows:

Monday, February 4, 2002
 Monday, May 13, 2002
 Monday, September 30, 2002

The location of these meetings will be City Hall, 90 West Broad Street, 2nd Floor, Mayor's Conference Room. They will begin promptly at 10:00 a.m.

Every effort will be made to adhere to the above schedule, but the City of Columbus Records Commission reserves the right to change the date, time or location of any meeting; or to hold additional meetings. To confirm meeting date, time and location or to obtain agenda information, contact the Office of the City of Columbus Records Commission Coordinator at (614) 645-8539.

(11/2001; 11/2002)

PUBLIC HEARING

BY COLUMBUS CITY COUNCIL

The following Rezoning/Variance Ordinances will be heard by City Council on **Monday, July 29, 2002** at approximately 6:30 p.m. in Council Chambers, Second Floor, City Hall, 90 West Broad Street, Columbus, Ohio 43215.

- | | |
|-----------------------------------|---|
| 1185-02
Z01-089 | To rezone 400 WILLIAMS ROAD (43207) , being 1.04± acres located at the northeast corner of Williams Road and Parsons Avenue, From: L-C-1, Limited Commercial District and C-3, Commercial District, To: CPD, Commercial Planned Development District. |
| 1186-02
Z02-032 | To rezone 5040 POSTLEWAITE ROAD (43235) , being 0.95± acres located on the east side of Postlewaite Road, 1000± feet north of Bethel Road, From: R, Rural District, To: R-2F, Residential District. |
| 1187-02
Z02-019 | To rezone 2690 WEST DUBLIN-GRANVILLE ROAD (43235) , being 1.8± acres located on the north side of West Dublin-Granville Road, 100± feet west of Nicholas Drive, From: R, Rural District, To: L-C-2, Limited Commercial District. |
| 1188-02
CV02-043 | To grant a Variance from the provisions of Section 3367.01, M-2, Manufacturing District, for the property located at 3177 SCIOTO DARBY EXECUTIVE COURT (43221) , to permit a dog boarding, exercise, grooming, and training facility with ancillary retail sales of dog care and maintenance products in the M-2, Manufacturing District. |
| 1189-02
CV02-012 | To grant a Variance from the provisions of Section 3355.02, C-4, Commercial District of Columbus City Codes, for the property located at 1212 NORTH SIXTH STREET (43201) , to permit a single-family dwelling in the C-4, Commercial District. |
| 1190-02
CV02-009 | To grant a Variance from the provisions of Sections 3371.01(c), (f)(1-4), and (j) of the P-1, Parking District of Columbus City Codes; Section 3307.06, Special Permits, for the property located at 724 FRANKLIN AVENUE (43205) , to permit a garage structure in the P-1, Private Parking District. |
| 1191-02
CV02-023 | To grant a Variance from the provisions of Sections 3332.039, R-4, Residential District Use; 3309.141, Basic Height District Established; 3332.15, R-4, Area District Requirements; 3332.19, Fronting; 3332.21, Building Lines; 3332.24, Side Yard; 3332.25, Maximum Side Yards Required; 3332.27, Rear Yard; 3342.09, Dumpster Area; 3342.17, Parking Lot Screening; 3342.18, Parking setback line; 3342.28(A)(5), Minimum Number of Parking Spaces Required of Columbus City Codes for the property located at 682 NORTH PEARL STREET (43215) , to allow ground floor commercial uses and four upper-floor dwelling units with reduced development standards in the R-4, Residential District. |

- 1192-02** To grant a Variance from the provisions of Section 3333.04, AR-O, Apartment Residential/Office District Use; Section 3342.28, Minimum Number of Parking Spaces Required, for the property located at **762 EAST MAIN STREET (43205)**, to permit a beauty salon with day spa with reduced parking in the AR-O, Apartment Residential District.
- 1193-02** To grant a Variance from the provisions of Section 3363.01, M, Manufacturing District; 3363.24, Building Lines in an M, Manufacturing District; 3342.15, Maneuvering; 3342.25, Vision Clearance; and 3342.28, Minimum Number of Parking Spaces Required; for the property located at **100 LIBERTY STREET (43215)**, to permit 314 dwelling units with reduced development standards and off-street parking spaces in the M, Manufacturing District.
- 1244-02** To grant a Variance from the provisions of Section 3353.01, C-2 Commercial District Use; 3311.10, Effect of Registered Planned Unit Development District; and 3345.07, Contents of Application for Establishment of PUD, for the property located at **6617 EAST BROAD STREET (43004)**, to permit a portion of a clubhouse building and accessory parking in the L-C-2, Limited Commercial District and Maneuvering in the Required Perimeter Yard of the PUD-8, Planned Unit Development District.
- 1257-02** To grant a Variance from the provisions of Sections 3345.04, Permitted Uses and 3345.07, Contents of application for establishment of PUD; for property located at **3700 SUNBURY ROAD (43219)**, to permit a private elementary school in the PUD-8, Planned Unit Development District, and to declare an emergency.
- CV02-010**
- CV02-036**
- CV02-031A**

(07.20.02; 07.27.02)

NOTICE OF MEETING CANCELLATION GERMAN VILLAGE COMMISSION

Please note that the August 6, 2002 regular meeting of the German Village Commission is canceled because of lack of a quorum. The next regular meeting of the German Village Commission is scheduled for September 10, 2002.

If there are any questions regarding this notice, please call the Historic Preservation Office at 645-7964 or 645- 8635.

(07/20/02; 07/27/02)

MILO-GROGAN AREA COMMISSION BY-LAWS

These By-laws establish the procedure under which the Milo-Grogan Area Commission shall execute those duties and functions set forth in and with authority granted under Chapter 3109 of the Columbus City Codes (hereinafter abbreviated as C.C.)

Article I. Name

The name of this organization shall be the Milo-Grogan Area Commission, herein referred to as the "Commission".

Article II. Area

The area served by the Commission shall be all incorporated areas of the City of Columbus, bounded on the north by Eleventh Avenue to Interstate 71, then south to and easterly along the east-west Conrail tracks which lie south of Bonham Avenue; on the east by north-south Conrail tracks which lie east of Cleveland Avenue; on the south by the east-west Conrail tracks north of the Interstate 670 corridor; and on the west by the north-south Conrail tracks which lie west of Cleveland Avenue.

Article III. Purpose

1. The purpose of this Commission shall be to afford additional voluntary citizen participation in decision-making in an advisory capacity to the City Administration and City Council and to facilitate communication, understanding and cooperation between neighborhood groups, city officials and developers by performing those functions and duties set out in C.C. 3109.

2. The Commission shall not endorse any candidate for public office.

Article IV. Membership

1. Members: There shall be eleven members of the Commission. Each member shall reside, work, own a business, or own property, in the Commission Area (or portion thereof), be duly appointed by the Mayor with the concurrence of Council as specified in C.C. 3109, and serve without compensation.

2. Terms: The normal term of membership shall be three (3) years. All terms shall expire on the last day of the same month in different years; however, a member may continue to serve beyond term expiration until a successor is appointed. Terms shall be staggered so as to maintain continuity of experienced representation. As determined by lot, one-third of the initial membership shall serve for one (1) year, one-third for two (2) years, and the remaining one-third, for three (3) years or until their successors are appointed.

3. Representation: No Commission Member shall represent the Commission in its official actions before any other public body or official, except as specifically authorized by the Commission. This shall not be construed as a restriction upon the right of individual members to represent their own views before public or private bodies, whether in agreement or disagreement with the official action of the Commission.

4. Disqualification: Members shall maintain their residence, employment, or property ownership in the Commission Area (or portion thereof) from which they were selected and appointed. Failure of a member to maintain his or her residence, employment, or property ownership in the Commission Area (or portion thereof) from which he or she was selected and appointed, shall be reported immediately to the Secretary and shall be deemed a resignation, and the Secretary shall so notify the Mayor, City Clerk, and the Department of Trade and Development.

5. Attendance: Members shall so far as possible be regular in attendance. A member's absence from three (3) consecutive regular and/or Executive Committee meetings or from a total of four (4) regular and/or Executive Committee meetings in any one year shall be deemed resignation from the Commission and notice of such will be communicated to the Mayor and the City Clerk, unless two-thirds of those members present and voting determine that extenuating circumstances justify that member's continuing to hold his or her position. The Secretary shall remind such member of this provision after his or her second consecutive absence or third absence in a year.

6. Vacancy: The Commission shall nominate one or more candidates to fill any vacancy caused by death, resignation, disqualification, or other means for the remainder of the unexpired term by letter to the Mayor pursuant to C.C. 3313.10.

Article V. Officers

The Officers of the Commission shall be Chairperson, Vice-Chairperson, Secretary, Treasurer, and Parliamentarian. At the first meeting of the Commission, Officers shall be elected by majority vote of the members. Thereafter, election of Officers shall be at the annual meeting. Officers shall serve one (1) year, or until a successor is elected, and no member shall serve more than two (2) terms consecutively in the same office. Each Officer shall have the right to vote on any question.

1. The Chairperson shall preside at all meetings of the Commission; in consultation with other Commission members, appoint standing, and special committees of the Commission; serve as an ex-officio member of all committees; coordinate the actions of Officers and committee chairpersons, and perform other duties associated with the office as required.

2. The Vice-Chairperson shall assist the Chairperson; perform the duties of the Chairperson in his or her absence; and perform such other duties as may be assigned by the Commission.

3. The Secretary shall call and record the roll; remind of absences per Article IV, Section 5» record and maintain accurate voting records and meeting summaries which will be open to public examination; maintain such other records as the Commission may direct; notify the Mayor of any vacancy; perform related duties as may be assigned by the Commission; and in the absence of both the Chairperson and the Vice-Chairperson, call the meeting to order and preside until the immediate election of a chairman pro tempore.

4. The Treasurer shall receive all moneys and approve all payments in accordance with the annual budget; maintain an accounting of all city funds expended; prepare a quarterly financial report, which is to be distributed to all Commissioners, prepare and present an annual budget for the Commission.

5. The Parliamentarian shall ensure that the proper procedure is followed in all duly called Commission and committee meetings to facilitate the democratic transaction of decision-making in an organized group. As much as possible, Roberts Rules of Order should be followed.

Article VI. Meetings

1. Regular Meetings of the Commission shall be held at 7:00 pm, on the second (2nd) Tuesday of each month. Each meeting shall be held in the Commission Area in an appropriate, large room convenient for members and the public and chosen by the Commission as its regular meeting place. Changes in meeting location and/or time may be directed by majority vote of the Commission and specified at least fifteen (15) days prior to the meeting. Notice of the meeting with an agenda shall be published in the City Bulletin prior to changing the meeting time or location. Written minutes must be prepared from each meeting. Minutes must be distributed before convening or prior to each Commission meeting.

2. The Annual Meeting shall be the first regular meeting in November at which time new members will be seated, new officers elected, and annual reports received from Officers and committees.

3. Special Meetings may be called by the Executive Committee, the chairperson, or by a majority of the members in a regular or special meeting. The meeting's purpose, date, time, and location shall be stated in the call and notice at least three (3) days prior to the meeting. No business will be considered at a special meeting unless it was included in the call and notice except in cases of emergency.

4. All Meetings shall be open to the public, and notice shall be published seven (7) days in advance in a newspaper of general circulation in the Commission area.

5. Quorum: A majority of the total membership shall constitute a quorum for conducting business.

6. Voting: A majority of Commission members present and voting shall be required to approve any action. A tie vote is disapproval. The Chairperson shall state each issue in a positive form such as: The question before the Commission is: Shall the application (request, Proposal) for _____ by approved?"

7. The Order of Business for meetings shall be:

- a. Roll Call
- b. Approval of previous meetings summary minutes
- c. Reading of correspondence
- d. Standing Committee Reports
- e. Special Committee Reports
- f. Reports of Officer
- g. Old Business
- h. New Business
- i. Adjournment

8. The Chairperson shall recognize members of the public who wish to address the Commission concerning issues under discussion. The Chairperson may uniformly limit debate to an equal amount of time for each side of an issue; and when appropriate, the issue may be referred by the Chairperson to the proper Committee for action and report at the next Commission meeting.

9. Dissenting or Non-Concurring Reports may be filed with the Secretary by a Commission member and shall be attached to the majority report.

10. The Executive Committee Meeting shall be the last Monday of each month at 7:00 p.m.

Article VII. Committees

1. The Chairperson shall appoint Commission members to standing committees giving due consideration to their individual preferences and subject to approval by a majority vote of Commission members.

2. The Chairperson may appoint non-members to Commission committees from recommendations by Commission members appointed to that particular committee subject to approval by a majority vote of the Commission members. Non-member appointees shall have full voting privileges in all proceedings of the committee to which they are appointed. The number of non-members on any committee shall not exceed the number of Commission members appointed thereto.

3. Committee Members shall serve at the pleasure of the Chairperson and their appointments shall expire at the next annual meeting.

4. The Chairperson shall be an ex-officio member of all committees, standing and special, except the Nominating Committee.

5. After appointments are approved, the members of each Committee shall select a Committee Chairperson from among the commission members appointed to the committee. 6. The Standing Committees and their responsibilities shall be;

a. The Executive Committee: All Commissioners and Committee Chairpersons shall serve as the Executive Committee to prepare the agenda for Commission meetings, determine the date and time of any special meetings, and plan the direction and scope of Commission activities.

b. The Planning Committee shall review existing pertinent area plans; supervise any intern for the area, if any; and recommend guidelines for the comprehensive social, economic, commercial, and physical developments of the Commission area. The Committee shall examine proposed local legislation, monitor the implementation of approved plans, and shall develop means for citizen participation in planning which substantially affects the Commission area.

c. The Zoning, Building, and Housing Committee shall regularly receive, review and make recommendations to the Commission on all applications for rezoning, variance, or special permit and zoning appeals pertaining to property wholly or partially within the Commission area based on comparison to the Comprehensive Plan and pertinent area plans, if any.

d. The Community Services Committee shall promote the active cooperation of all segments of the Commission Area, including residents, organizations, associations, businesses and institutions.

e. The Public Services Committee shall review the adequacy and operation of public services proved by the City and other public agencies in the Commission Area, and recommend priorities and improvements of the same.

f The Parks and Recreation Committee shall review the adequacy and operation of the parks and recreation services provided by the City and other public agencies, and recommend priorities and improvements of the same. In addition, this committee shall recommend community wide events such as parades or special events to aid in the development of community identity.

g. The Public Relations Committee shall conduct all public relations activities, including, but not limited to: establishing media contacts; advertising the existence of the Commission to the area; coordinating news releases, newsletters, and correspondence, and any other duties as requested by the Commission.

h. The Nominating Committee shall receive nominations for placement on the ballot to select nominees to be submitted to the Mayor for appointment pursuant to C.C. 3313.08 and the Selection Procedure, including all activities incidental thereto. Candidates for selection shall not be members of the Nominating Committee in the year or years in which their names appear on the ballot.

7. Special Committees: A Special committee may be established for a specific purpose by the Chairperson or by majority vote of the Commission at any meeting. The size, powers and the duties of any special committee shall be specified in the creating resolution. Membership may be accorded to Commission members or to non-members. Special Committees may be terminated by conditions set forth in the initiating action, or by a subsequent majority vote of the Commission.

8. Notice of all committee meetings and copies of all committee correspondence shall be filed with the Secretary and Chairperson of the Commission. Committee findings that propose action or resolution shall be submitted at a regular meeting of the Commission for consideration.

Article VIII. Elections

1. The Elections Board shall consist of five (5) Commission area residents appointed by the Chairperson with the approval of the Commission who live, work, or own property in the Commission Area for at least one year, at the regular meeting in May of each year. None of the members of the Board shall be connected in anyway with a candidate for the Commission.

2. The Board shall appoint any necessary Officers; provide for printing and distributing necessary forms such as, but not limited to, petitions, ballots, and tallies; receive petitions; certify persons who have qualified as candidates; locate polling places; conduct the election; tally the votes; hear and decide complaints concerning the election or campaign; and certify the winning candidates to the Commission pursuant to C.C. 3313.08 and the Selection Procedure, including all activities incidental thereto.

3. Candidates for selection shall not be members of the Elections Board or polling staffs in the years in which their names appear on the ballot.

4. Elections shall be by secret ballot and determined by plurality vote. Any person eighteen (18) years of age or older who lives, works, or owns property in the Commission Area (or portion thereof) may be an elector. The Task Force shall conduct the initial election. Thereafter the Elections Board shall conduct each election on the third Saturday in September. Members shall take office at the next annual meeting.

5. The Election Board shall adopt election rules for governing the elections by majority vote of its members provided such rules shall conform to these By-laws and the Selection Procedure. Such rules shall not be change during the ninety (90) days before an election or the thirty (30) days after an election. The adoption of an amendment of such rules shall be presented to the Commission at the beginning of a regular meeting. Should the Commission approve of them prior to adjournment, such rules shall take effect. The commission may amend the Election Rules without action by the Elections Board in the same manner as an amendment of these By-Laws.

Article IX. Parliamentary Authority

Robertas Rules of Order Newly Revised shall govern in all cases to which they are applicable and not inconsistent with these By-laws and any special rules of Order the Commission may adopt.

Article X. Amendment of By-Laws

These By-Laws May be Amended at any regular meeting of the Commission by an affirmative vote of two-thirds (2/3) of the Commission Members provided that the amendment was submitted in writing at the previous regular meeting. The Secretary shall file any approved amendment immediately after its adoption with the City Clerk for publication in the City Bulletin. Such amendment shall take effect ten (16) days after such publication per C.C. 121.05

(07/27/02; 08/03/02)

PUBLIC NOTICE OF STAFF APPROVAL LIST FOR BREWERY DISTRICT, GERMAN VILLAGE, HISTORIC RESOURCES, ITALIAN VILLAGE AND VICTORIAN VILLAGE COMMISSIONS

The five Historic Architectural Review Commissions, Brewery District, German Village, Historic Resources, Italian Village and Victorian Village, have identified items that can be approved by the City of Columbus Historic Preservation Office staff. Each commission's list is provided below.

Historic Resources Commission Staff Approval List

Painting:

- Exterior painting with submission of paint chips. Unpainted masonry surfaces are not to be painted.

Masonry:

- Tuck pointing (masonry walls, foundations, chimneys, retaining walls), per Preservation Brief 2- "Repointing Mortar Joints in Historic Masonry Buildings."
- Cleaning of masonry surfaces (i.e., power washing or mild chemical cleaning).

Windows and Doors:

- Low profile storm windows with brochure or manufacturer's information.
- Replacement of an inappropriate replacement window with an appropriate window with submission of window cut sheet.
- Full view storm doors with brochure or manufacturer's information.
- Replacement of inappropriate doors (front, side and rear) with brochure or manufacturer's information and Historic Preservation Office staffs assessment.
- Restoration of original openings with appropriate new material (i.e., doors, windows, transom windows).

Roofing:

- Asphalt to asphalt roof replacement with metal ridge roll, no hat or power vents.
- Repair of slate roof with matching slate.
- Repair or replacement of rubber or metal roofing on flat roofs.
- Rebuilt chimneys to match the same height, placement, material, dimension and detail.
- Repair and/or replacement of gutters (i.e., box, stop, half-round and ogee) and downspouts in like kind material and style.

In-Kind Repair/Replacement:

- Repair and/or replacement of any exterior element in like kind (i.e., porch elements, eave/soffit work, window trim, siding, etc).

Siding Removal:

- Removal of non-original siding materials and repair of the original siding material.

Landscaping:

- Six-foot high, wood, board-on-board, rear-yard privacy fences with site plan and fence design. Painted or stained with an opaque stain.
- Repair and/or replacement of existing brick or concrete sidewalks in-like-kind
- Rear at grade brick, concrete paver or stone patio areas with site plan, brick pattern and material sample.
- Installation of handrails for public service steps and porches, pipe rail or wrought iron with vertical pickets (Fortin Model RSS).

Other:

- Renewal of expired Certificates of Appropriateness with no changes to approved specifications.

MOTION: Wall/Brennecke (5-0-0) APPROVED.

Brewery District Commission Staff Approval ListPainting:

- Exterior painting with submission of paint chips. Unpainted masonry surfaces are not to be painted.

Masonry:

- Tuckpointing (masonry walls, foundations, chimneys, retaining walls).
- Cleaning of masonry surfaces (i.e., power washing or mild chemical cleaning).

Windows and Doors:

- Low profile storm windows with brochure or manufacturer's information.
- Window replacement of an inappropriate replacement window (i.e., vinyl or aluminum) with an appropriate wood window with submission of window cut sheet.
- Full view storm doors with brochure or manufacturer's information.
- Replacement of doors (front, side and rear) with brochure or manufacturer's information and Historic Preservation Office staff's assessment.
- Restoration of original openings with appropriate new material (i.e., doors, windows, transom windows).

Roofing:

- Asphalt to asphalt roof replacement with metal ridge roll, no hat or power vents.
- Repair or replacement of slate roof with matching slate.
- Repair or replacement of rubber or metal roofing on flat roofs.
- Rebuilt chimneys to match the same height, placement, material, dimension and detail.
- Repair and/or replacement of gutters (i.e., box, stop, half-round and ogee) and downspouts in like kind material and style.

In-Kind Repair/Replacement:

- Repair and/or replacement of any exterior element in like kind (i.e., porch elements, eave/soffit work, window trim, siding, etc).

Siding Removal:

- Removal of artificial siding materials and repair of the original siding material.

Landscaping:

- 6' high wood board-on-board privacy fences with site plan and fence design. Painted, stained or clear sealed.
- Repair and/or replacement of concrete sidewalks and access walkways with like kind material.
- Repair and/or replacement of existing brick or concrete sidewalks and access walkways with brick showing brick pattern and material.
- Rear at grade brick, concrete paver or stone patio areas with site plan, brick pattern and material sample.
- Installation of handrails for public service steps and porches, pipe rail or wrought iron with vertical pickets (Fortin Model RSS).
- Construction of Pergolas in rear/side yards maximum of eight feet in height. Site plans required.

Signage:

- Refacing of existing signs with the submission of drawings and color samples.

Other:

- Renewal of expired Certificates of Appropriateness with no changes to approved specifications.

MOTION: Schmidt/Hugus (6-0) APPROVED.

German Village Commission Staff Approval ListPainting:

- Exterior painting with submission of paint chips. Unpainted masonry surfaces are not to be painted.

Masonry:

- Tuckpointing (masonry walls, foundations, chimneys, retaining walls).
- Cleaning of masonry surfaces (i.e., power washing or mild chemical cleaning).

Windows and Doors:

- Low profile storm windows with brochure or manufacturer's information.
- Window replacement of an inappropriate replacement window (i.e., vinyl or aluminum) with an appropriate wood window with submission of window cut sheet.
- Full view storm doors with brochure or manufacturer's information.
- Replacement of non-original doors (front, side and rear) with brochure or manufacturer's information and Historic Preservation Office staffs assessment.
- Restoration of original openings with appropriate new material (i.e., doors, windows, transom windows).

Roofing:

- Asphalt to asphalt roof replacement with metal ridge roll, no hat or power vents.
- Repair or replacement of slate roof with matching slate.
- Repair or replacement of rubber or metal roofing on flat roofs.
- Rebuilt chimneys to match the same height, placement, material, dimension and detail.
- Repair and/or replacement of gutters (i.e., box, stop, half-round and ogee) and downspouts in like kind material and style.

In-Kind Repair/Replacement:

- Repair and/or replacement of any exterior element in like kind (i.e., porch elements, eave/soffit work, window trim, siding, etc).

Siding Removal:

- Removal of artificial siding materials and repair of the original siding material.

Landscaping:

- 6' high wood board privacy fences with site plan and fence design. Painted, stained or clear sealed.
- Repair and/or replacement of concrete sidewalks and access walkways with like kind material.
- Repair and/or replacement of existing brick or concrete sidewalks and access walkways with brick showing brick pattern and material.
- Rear at grade brick, concrete paver or stone patio areas with site plan, brick pattern and material sample. Concrete pavers are not to have the appearance of brick.

- Installation of handrails for public service steps and porches, pipe rail or wrought iron with vertical pickets (Fortin Model RSS).
- Construction of Pergolas in rear/side yards maximum of eight feet in height. Site plans required.

Signage:

- Refacing of existing signs with the submission of drawings and color samples.

Other:

- Renewal of expired Certificates of Appropriateness with no changes to approved specifications.

MOTION: Rosen/Larsen (6-0) APPROVED.

Victorian Village Commission Staff Approval ListPainting:

- Exterior painting with submission of paint chips. Unpainted masonry surfaces are not to be painted.

Masonry:

- Tuckpointing (masonry walls, foundations, chimneys, retaining walls).
- Cleaning of masonry surfaces (i.e., power washing or mild chemical cleaning).

Windows and Doors:

- Low profile storm windows with brochure or manufacturer's information.
- Window replacement of an inappropriate replacement window (i.e., vinyl or aluminum) with an appropriate wood window with submission of window cut sheet.
- Full view storm doors with brochure or manufacturer's information.
- Replacement of doors (front, side and rear) with brochure or manufacturer's information and Historic Preservation Office staffs assessment.
- Restoration of original openings with appropriate new material (i.e., doors, windows, transom windows).

Roofing:

- Asphalt to asphalt roof replacement with metal ridge roll, no hat or power vents.
- Repair or replacement of slate roof with matching slate.
- Repair or replacement of rubber or metal roofing on flat roofs.
- Rebuilt chimneys to match the same height, placement, material, dimension and detail.
- Repair and/or replacement of gutters (i.e., box, stop, half-round and ogee) and downspouts in like kind material and style.

In-Kind Repair/Replacement:

- Repair and/or replacement of any exterior element in like kind (i.e., porch elements, cave/soffit work, window trim, siding, etc).

Siding Removal:

- Removal of artificial siding materials and repair of the original siding material.

Landscaping:

- 6' high wood board-on-board privacy fences with site plan and fence design. Painted, stained or clear sealed.
- Repair and/or replacement of concrete sidewalks and access walkways with like kind material.
- Repair and/or replacement of existing brick or concrete sidewalks and access walkways with brick showing brick pattern and material.
- Rear at grade brick, concrete paver or stone patio areas with site plan, brick pattern and material sample.
- Installation of handrails for public service steps and porches, pipe rail or wrought iron with vertical pickets (Fortin Model RSS).

Signage:

- Refacing of existing signs with the submission of signage drawings and color samples.

Other:

• One-year renewal of expired Certificates of Appropriateness with no changes to approved specifications. One-year renewals may be granted for no more than two (2) times from the original issuance of the Certificate of Appropriateness without a new review by the Victorian Village Commission.

New Construction

- Garages that comply with commission requirements:
- Does not require any zoning variances.
- Individual single car overhead garage doors with manufacturer's information or brochure of style.
- Exposed course of foundation above grade to be stone, brick, split faced concrete block or ashlar veneer.
- Siding to be wood, masonite, hardiplank with a maximum 4" exposure or brick. Paint colors/brick sample to be submitted.
- All window and door trim to be 1" x 4" smooth wood.
- All cornerboards to be 1" x 6" smooth wood.
- Garage door header trim board to be 1" x 6" or 1" x 8" smooth wood.
- Windows to be wood double hung sash of appropriate dimension.
- Doors to be solid 4-panel wood or fiberglass or half-lite with two vertical panels below.
- Soffits to be open with exposed rafter tails.
- Gutters to be half-round gutters with round downspouts.
- Roof pitch on gable to be minimum of 7/12 pitch and minimum of 4/12 pitch for hipped roof.
- Roof material to be chosen from the Approved Shingle list with metal ridge roll.
- Submission of all drawings, elevations, wall section, material samples or brochures, site plan locating the garage on the site, and completed zoning worksheet.

MOTION: Neubauer/Conte (7-0-0) APPROVED.

Italian Village Commission Staff Approval ListPainting:

- Exterior painting with submission of paint chips. Unpainted masonry surfaces are not to be painted.

Masonry:

- Tuckpointing (masonry walls, foundations, chimneys, retaining walls).
- Cleaning of masonry surfaces (i.e., power washing or mild chemical cleaning).

Windows and Doors:

- Low profile storm windows with brochure or manufacturer's information.
- Window replacement of an inappropriate replacement window (i.e., vinyl or aluminum) with an appropriate wood window with submission of window cut sheet.
- Full view storm doors with brochure or manufacturer's information.
- Replacement of doors (front, side and rear) with brochure or manufacturer's information and Historic Preservation Office staffs assessment.

- Restoration of original openings with appropriate new material (i.e., doors, windows, transom windows).

Roofing:

- Asphalt to asphalt roof replacement with metal ridge roll, no hat or power vents.
- Repair or replacement of slate roof with matching slate.
- Repair or replacement of rubber or metal roofing on flat roofs with appropriate metal flashing where roofing to be visible.
- Rebuilt chimneys to match the same height, placement, material, dimension and detail.
- Repair and/or replacement of gutters (i.e., box, stop, half-round and ogee) and downspouts in like kind material and style.

In-Kind Repair/Replacement:

- Repair and/or replacement of any exterior element in like kind (i.e., porch elements, eave/soffit work, window trim, siding, etc).

Siding Removal:

- Removal of artificial siding materials and repair of the original siding material.

Landscaping:

- 6' high wood board-on-board privacy fences with site plan and fence design. Painted or stained.
- Repair and/or replacement of concrete sidewalks and access walkways with like kind material.
- Repair and/or replacement of existing brick or concrete sidewalks and access walkways with brick showing brick pattern and material.
- Rear at grade brick, concrete paver or stone patio areas with site plan, brick pattern and material sample.
- Installation of handrails for public service steps and porches, pipe rail or wrought iron with vertical pickets (Fortin Model RSS).

Signage:

- Refacing of existing signs with the submission of signage drawings and color samples.

Other:

- Renewal of expired Certificates of Appropriateness with no changes to approved specifications.

New Construction

- Garages that comply with commission requirements:
- Does not require any zoning variances.
- Individual single car overhead garage doors with manufacturer's information or brochure of style.
- Exposed course of foundation above grade to be stone, brick, split faced concrete block or ashlar veneer.
- Siding to be smooth wood, masonite, hardiplank with a maximum 4" exposure or brick. Paint colors/brick sample to be submitted.
- All window and door trim to be 1" x 4" smooth wood.
- All cornerboards to be 1" x 6" smooth wood.
- Garage door header trim board to be 1" x 6" or 1" x 8" smooth wood.
- Windows to be wood double hung sash of appropriate dimension.
- Doors to be solid 4-panel wood or fiberglass or half-lite with two vertical panels below.
- Soffits to be open with exposed rafter tails.
- Gutters to be half-round gutters with round downspouts.
- Roof pitch on gable to be minimum of 7/12 pitch and minimum of 4/12 pitch for hipped roof.
- Roof material to be chosen from the Approved Shingle list with metal ridge roll.
- Submission of all drawings, elevations, foundation plan, floor plans, wall section, material samples or brochures, site plan locating the

garage on the site, and completed zoning worksheet.

MOTION: Brown/Brubaker (4-0-0) APPROVED.

(07/27/02; 08/03/02)

PLACEMENT OF TRAFFIC CONTROL DEVICES

Under the power vested in me by Chapters 2105 and 2155 of the Traffic Code of Columbus, Ohio, I hereby determine that the following traffic regulations are necessary and I hereby direct the installation, activation and/or removal of traffic control devices on the effective date of this order, or as soon thereafter as practical, as follows:

SECTION 2105.08 STOP AND YIELD INTERSECTIONS

Stop signs shall be installed at intersections as follows:

MYRTLE AV shall stop for GREENWICH ST

GREENWICH ST shall stop for MYRTLE AV

Any existing traffic restrictions, prohibitions or traffic control devices, which conflict with this order, shall be declared null and void and shall be removed.

BY ORDER OF:

Linda K. Page, Public Service Director

(07/27/02)

PLACEMENT OF TRAFFIC CONTROL DEVICES

Under the power vested in me by Chapters 2105 and 2155 of the Traffic Code of Columbus, Ohio, I hereby determine that the following traffic regulations are necessary and I hereby direct the installation, activation and/or removal of traffic control devices on the effective date of this order, or as soon thereafter as practical, as follows:

SECTION 2105.08 STOP AND YIELD INTERSECTIONS

Stop signs shall be installed at intersections as follows:

MARCONI BOULEVARD shall stop for NATIONWIDE BOULEVARD

NATIONWIDE BOULEVARD shall stop for MARCONI BOULEVARD

JOHN H. McCONNELL BOULEVARD shall stop for NATIONWIDE BOULEVARD

NATIONWIDE BOULEVARD shall stop for JOHN H. McCONNELL BOULEVARD

Any existing traffic restrictions, prohibitions or traffic control devices which conflict with this order shall be declared null and void and shall be removed.

BY ORDER OF:

Linda K. Page, Public Service Director

(07/27/02)

PLACEMENT OF TRAFFIC CONTROL DEVICES AS RECOMMENDED BY THE TRANSPORTATION DIVISION

Whereas, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that certain traffic control devices must be authorized immediately in order to preserve the public health, peace, property, and safety; now, therefore,

Under the power vested in me by Chapters 2105 and 2155 of the Traffic Code of Columbus, Ohio, I hereby determine that based on studies conducted by and recommendations made by the Transportation Division, that the following traffic regulations are necessary and I hereby authorize on the effective date of this order, or as soon thereafter as practical, the installation and/or removal of appropriate traffic control devices as follows:

SECTION 2105.08 STOP AND YIELD INTERSECTIONS

Stop signs shall be installed at intersections as follows:

GOETHE AV shall stop for REEB AV

SECTION 2105.09 TURNS AT INTERSECTIONS

Mandatory turn lanes shall be established as follows:

HIGH ST at NORTHWOODS BL (SOUTH)

The eastbound traffic in the lane second from the South Curb curb shall turn left.

Restrictions applied: All Times -All Days

HIGH ST at NORTHWOODS BL (SOUTH)

The southbound traffic in the lane fourth from the West Curb curb shall turn left.

Restrictions applied: All Times -All Days

HIGH ST at NORTHWOODS BL (SOUTH)

The northbound traffic in the lane third from the East Curb curb shall turn left.

Restrictions applied: All Times -All Days

PARKING REGULATIONS

The parking regulations on the 1144 foot long block face along the East side of CLARENDON AV from HOPE PL extending to ONG ST shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 229		(STATUTORY RESTRICTIONS APPLY)
229 / 251	2105.03	HANDICAPPED PARKING ONLY
251 / 578		(STATUTORY RESTRICTIONS APPLY)
578 / 602		(NAMELESS ALLEY)
602 / 966		(STATUTORY RESTRICTIONS APPLY)
966 / 989	2105.03	HANDICAPPED PARKING ONLY
989 / 1144		(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 664 foot long block face along the West side of COURTRIGHT RD from KIRKWOOD RD extending to SEABROOK AV shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 216	2151.01	STATUTORY RESTRICTIONS APPLY)
216 / 241	2105.03	HANDICAPPED PARKING ONLY
241 / 664	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 410 foot long block face along the South side of CREEKWOOD AV from WINDING HOLLOW DR extending to WINDING FIELD ST shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 410	2151.61	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 689 foot long block face along the East side of DAKOTA AV from STATE ST extending to BROAD ST shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 115		(STATUTORY RESTRICTIONS APPLY)
115 / 138	2105.03	HANDICAPPED PARKING ONLY
138 / 459		(STATUTORY RESTRICTIONS APPLY)
459 / 482	2105.03	HANDICAPPED PARKING ONLY
482 / 520		(STATUTORY RESTRICTIONS APPLY)
520 / 534		(NAMELESS ALLEY)
534 / 689		(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 246 foot long block face along the West side of EIGHTH ST from HINKLE AV extending to BARTHMAN AV shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 24	2105.17	NO STOPPING ANYTIME
24 / 47	2105.03	HANDICAPPED PARKING ONLY
47 / 116	2151.01	(STATUTORY RESTRICTIONS APPLY)
116 / 127		(NAMELESS ALLEY)
127 / 208	2151.01	(STATUTORY RESTRICTIONS APPLY)
208 / 246	2105.17	NO STOPPING ANYTIME

The parking regulations on the 305 foot long block face along the North side of FIFTH AV from HUNTER AV extending to DENNISON AV shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 70	2105.17	NO STOPPING ANYTIME
70 / 265	2105.17	NO STOPPING 6AM / 9AM 3PM / 6PM WEEKDAYS
255 / 305	2105.17	NO STOPPING ANYTIME

The parking regulations on the 212 foot long block face along the West side of FOURTH ST from LYNN ST extending to GAY ST shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 29	2105.17	NO STOPPING ANYTIME
29 / 93	2105.17	NO STOPPING 3AM / 9AM 4PM / 6PM WEEKDAYS
29 / 93	2155.03	1 HR PARKING METERS 9AM / 4PM EXCEPT SUNDAYS AND HOLIDAYS
93 / 212	2105.14	BUS STOP ONLY

The parking regulations on the 828 foot long block face along the West side of FRONT ST from SYCAMORE ST extending to LIBERTY ST shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 93	2105.17	NO STOPPING ANYTIME
93 / 161	2155.03	2 HR PARKING METERS SAM / 8PM EXCEPT SUNDAYS AND HOLIDAYS
161 / 230	2105.17	NO STOPPING ANYTIME
230 / 281	2155.03	2 HR PARKING METERS SAM / 8PM EXCEPT SUNDAYS AND HOLIDAYS
281 / 381	2105.17	NO STOPPING ANYTIME
381 / 471	2155.03	2 HR PARKING METERS SAM / 8PM EXCEPT SUNDAYS AND HOLIDAYS
471 / 540	2105.17	NO STOPPING ANYTIME
540 / 606	2155.03	2 HR PARKING METERS SAM / 8PM EXCEPT SUNDAYS AND HOLIDAYS
606 / 654	2105.17	NO STOPPING ANYTIME
654 / 794	2155.03	12 HR PARKING METERS 6AM / 8PM EXCEPT SUNDAYS AND HOLIDAYS
794 / 828	2105.17	NO STOPPING ANYTIME

The parking regulations on the 1014 foot long block face along the East side of GUILFORD AV from BROAD ST extending to WENDELL AV shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 176		(STATUTORY RESTRICTIONS APPLY)
176 / 196		(NAMELESS ALLEY)
196 / 469		(STATUTORY RESTRICTIONS APPLY)
469 / 492	2105.03	HANDICAPPED PARKING ONLY
492 / 551		(STATUTORY RESTRICTIONS APPLY)
551 / 574	2105.03	HANDICAPPED PARKING ONLY
574 / 852		(STATUTORY RESTRICTIONS APPLY)
852 / 866		(NAMELESS ALLEY)
866 / 1014		(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 341 foot long block face along the East side of HIGH ST from BARTHMAN AV extending to REEB AV shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 124	2151.01	(STATUTORY RESTRICTIONS APPLY)
124 / 168	2105.03	HANDICAPPED PARKING ONLY
168 / 341	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 202 foot long block face along the East side of HIGH ST from HOSER ST extending to BLENKNER ST shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 31	2105.17	NO STOPPING ANYTIME
31 / 171	2155.03	2 HR PARKING METERS 8AM / 8PM EXCEPT SUNDAYS AND HOLIDAYS
171 / 202	2105.17	NO STOPPING ANYTIME

The parking regulations on the 273 foot long block face along the West side of HIGH ST from SYCAMORE ST extending to WILLOW ST shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 222	2105.17	NO STOPPING ANYTIME
222 / 243	2155.03	2 HR PARKING METERS 8AM / 8PM EXCEPT SUNDAYS AND HOLIDAYS
243 / 273	2105.17	NO STOPPING ANYTIME

The parking regulations on the 458 foot long block face along the South side of LYNN ST from PEARL ST extending to THIRD ST shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 282	2105.17	NO STOPPING ANYTIME

282 / 317	2105.17	15 MIN PARKING ENFORCED 24 HOURS
317 / 336	2105.17	NO STOPPING ANYTIME
336 / 425	2105.17	15 MIN PARKING ENFORCED 24 HOURS
425 / 458	2105.17	NO STOPPING ANYTIME

The parking regulations on the 475 foot long block face along the North side of OLDE ORCHARD DR from MCNAUGHTEN RD extending to OLDE ORCHARD CT shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 475	2105.17	NO STOPPING ANYTIME

The parking regulations on the 214 foot long block face along the West side of PEARL ST from BRICKEL ST extending to LINCOLN ST shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 44	2105.17	NO STOPPING ANYTIME
44 / 125		(STATUTORY RESTRICTIONS APPLY)
125 / 214	2105.17	NO STOPPING ANYTIME

The parking regulations on the 1964 foot long block face along the South side of PENFIELD RD from BINBROOK CT extending to PENFIELD CT shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 745	2151.01	(STATUTORY RESTRICTIONS APPLY)
745 / 768	2105.03	HANDICAPPED PARKING ONLY
768 / 1964	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 340 foot long block face along the East side of SHORT ST from FULTON ST extending to MOUND ST shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 340	2105.17	NO PARKING ON ROADWAY OR GRASS

The parking regulations on the 348 foot long block face along the West side of SHORT ST from FULTON ST extending to MOUND ST shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 348	2105.17	NO PARKING ON ROADWAY OR GRASS

The parking regulations on the 895 foot long block face along the East side of SHORT ST from LIBERTY ST extending to FULTON ST shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 895	2105.17	NO STOPPING ANYTIME

The parking regulations on the 677 foot long block face along the West side of SOUDER AV from STATE ST extending to BROAD ST shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 52	2105.17	NO STOPPING ANYTIME
52 / 208	2155.03	2 HR PARKING METERS 8AM / 6PM EXCEPT SUNDAYS AND HOLIDAYS
208 / 244	2105.17	NO STOPPING ANYTIME
244 / 318	2155.04	2 HR PARKING METER HCP ONLY SAM / 6PM EXCEPT SUN AND HOLIDAYS
318 / 362	2155.03	2 HR PARKING METERS 8AM / 6PM EXCEPT SUNDAYS AND HOLIDAYS
362 / 415		(STATUTORY RESTRICTIONS APPLY)
415 / 437	2155.03	2 HR PARKING METERS SAM / 6PM EXCEPT SUNDAYS AND HOLIDAYS
437 / 460	2155.04	2 HR PARKING METER HOP ONLY SAM / 6PM EXCEPT SUN AND HOLIDAYS
460 / 498	2105.17	NO PARKING ANY TIME
498 / 514		(NAMELESS ALLEY)
514 / 534	2105.17	NO STOPPING ANYTIME
534 / 575	2105.15	NO PARKING LOADING ZONE
575 / 655	2155.03	2 HR PARKING METERS 8AM / 6PM EXCEPT SUNDAYS AND HOLIDAYS
655 / 677	2105.17	NO STOPPING ANYTIME

The parking regulations on the 212 foot long block face along the East side of WALL ST from CHAPEL ST extending to STATE ST shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 212	2105.17	NO PARKING ANY TIME

The parking regulations on the 1590 foot long block face along the East side of WEDGEWOOD DR from BRIGGS RD extending to EAKIN RD shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 78	2105.17	NO STOPPING ANYTIME
78 / 124	2105.03	HANDICAPPED PARKING ONLY
124 / 536		(STATUTORY RESTRICTIONS APPLY)
536 / 559	2105.03	HANDICAPPED PARKING ONLY
559 / 712		(STATUTORY RESTRICTIONS APPLY)
712 / 735	2105.03	HANDICAPPED PARKING ONLY
735 / 1163		(STATUTORY RESTRICTIONS APPLY)
1163 / 1185	2105.03	HANDICAPPED PARKING ONLY
1185 / 1370		(STATUTORY RESTRICTIONS APPLY)
1370 / 1393	2105.03	HANDICAPPED PARKING ONLY
1393 / 1590		(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 324 foot long block face along the South side of WELCH AV from THIRD ST extending to FOURTH ST shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 53	2151.01	(STATUTORY RESTRICTIONS APPLY)
53 / 76	2105.03	HANDICAPPED PARKING ONLY
76 / 159	2151.01	(STATUTORY RESTRICTIONS APPLY)
159 / 173		(NAMELESS ALLEY)
173 / 294	2151.01	(STATUTORY RESTRICTIONS APPLY)
294 / 324	2105.17	NO STOPPING ANYTIME

The parking regulations on the 205 foot long block face along the East side of WILSON AV from MCALLISTER AV extending to MAIN ST shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 147	2151.01	(STATUTORY RESTRICTIONS APPLY)
147 / 205	2105.17	NO STOPPING ANYTIME

The parking regulations on the 227 foot long block face along the East side of WILSON AV from MOUND ST extending to MCALLISTER AV shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 176	2151.01	(STATUTORY RESTRICTIONS APPLY)
179 / 197	2105.03	HANDICAPPED PARKING ONLY
197 / 227	2105.17	NO STOPPING ANYTIME

The parking regulations on the 650 foot long block face along the West side of WILSON AV from NEWTON ST extending to MOOBERR ST shall be

<u>Range in feet</u>	<u>Code Section</u>	<u>Regulation</u>
0 / 584	2151.01	(STATUTORY RESTRICTIONS APPLY)
584 / 613	2105.03	HANDICAPPED PARKING ONLY
613 / 650	2151.01	(STATUTORY RESTRICTIONS APPLY)

Any existing traffic restrictions, prohibitions or traffic control devices which conflict with these orders shall be declared null and void and shall be removed.

BY ORDER OF:
LINDA K. PAGE, DIRECTOR
(07/27/02)

CHANGES IN YOUR 1959 COLUMBUS CITY CODE**ORD. NO. 1143-02**

To supplement the Columbus City Codes, 1959, by amending C.C. 3303, 3351, 3353, and 3355 to: standardize the definition of dwelling unit among three different codes; augment the definition of hotel and motel; clarify where dwelling units may be constructed in commercial districts; update terminology and make language and grammatical changes.

WHEREAS, Sections 3303.04 and 3303.08 of the Columbus Zoning Code contain outdated definitions of dwelling unit, hotel, and motel; and

WHEREAS, any room designed for living or sleeping and containing cooking facilities is technically a dwelling unit by the Zoning Code definition; and

WHEREAS, dwelling units are a specified use only in residential districts; and

WHEREAS, hotels and motels are permitted uses in commercial districts, not in residential districts; and

WHEREAS, the hotel and motel industry provides amenities such as cooking facilities within what is termed "extended-stay" or "all-suites" facilities; and

WHEREAS, hotels and motels containing cooking facilities are not permitted uses in commercial districts; and

WHEREAS, the Zoning Code's definition of a dwelling unit is inconsistent with that contained in the OBOA and OBC codes with a potential for confusion to occur during plan review; and

WHEREAS, there is a need to clarify the definition a dwelling unit; and

WHEREAS, there is a need to standardize the language of Section 3303.04 for consistency and to clarify that units contained in buildings designed for transients are not dwelling units; and

WHEREAS, there is a need to clarify the range of hotel/motel services by augmenting Section 3303.08 of the Zoning Code; and

WHEREAS, there is a need to create a definition for restaurant by augmenting Section 3303.18 of the Zoning Code; and

WHEREAS, Sections 3351.01 and 3353.01 permit apartment facilities to be constructed over storerooms and specific uses respectively; and

WHEREAS, the term "apartments" and "storerooms" in Section 3351.01 are undefined; and

WHEREAS, it is desirable to permit mixed use buildings but clearly distinguish between hotels and motels and dwelling units above commercial uses; and

WHEREAS, there is a need to standardize the allowance of dwelling units in the C-1, C-2, and C-3, Commercial Districts; and

WHEREAS, the Columbus Development Commission in a public hearing on June 27, 2002, recommended approval of this ordinance; and

WHEREAS, errors in formatting, grammar, language, and outdated code sections in Chapters 3303, 3351, 3353, and 3355 exist, which necessitate corrections and changes; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. Those Sections 3303.02, 3303.04, 3303.08, 3303.16, and 3303.18 of the Columbus City Codes, 1959, are hereby amended to read as follows:

3303.02 Letter B.

"Banner" means a non-rigid cloth, canvas, or plastic graphic, other than a flag.

"Corporate banner" means the emblem or standard of a non-profit or not-for-profit corporation, or other similar entity.

"Ornamental banner" means a banner that utilizes any of a variety of images or colors of an ornamental nature, and that displays no on-premises or off-premises copy.

"Promotional banner" means a banner that displays on-premises or off-premises copy. (See also "String of banners.")

"Bar" means an establishment used primarily for the dispensing, or sale of alcoholic beverages by the drink for on-site consumption.

"Billboard" means an off-premises sign which consists of one (1) or more sign faces primarily intended by the sign owner to be available for sale, lease or rental for the purpose of promoting any business or other activity which is not situated on the same property as the billboard or of promoting any product or service which is not primarily available on the same property as the billboard; and incidentally used for the display of public service messages.

"Boarding house" means a residential building, other than a hotel, in which meals are served together with lodgings for hire to three (3) or more persons.

"Breezeway" means a roofed, weather-protected, non-habitable space connecting a dwelling and a detached garage.

"Building" means any structure having a roof supported by columns or walls, or any series of structures separated only by "fire separations" but contained under a common roof or within common walls, and requiring a building permit in accordance with Title 41 of the Building Code that is used for shelter, occupancy, enclosure, or support of persons, animals, or property.

"Building line" means a clearance line limiting the approach to a lot line of a building exclusive of open porches, steps, terraces, walkways or separate accessory building, or as otherwise provided in this Zoning Code.

3303.04 Letter D.

"Density" means a unit of measurement of the number of dwelling units per acre of land derived by dividing the total number of dwelling units within the particular project, development or subdivision for which an application is filed by the total number of acres contained in such project, development or subdivision excluding all dedicated public streets therein.

"Department" when used without clarification means the Department of Development of the city.

"Development," for the purpose of flood plain development regulations only, means any man-made change to improved or unimproved real estate, including but not limited to buildings or structures, mining, dredging, filling, grading, paving, excavating or drilling operations.

"Directional sign." (See "Sign.")

"Director" when used without clarification means the Director of Development.

"Directory sign." (See "Sign.")

"District," for the general purposes of the Zoning Code but not for purposes of architectural review, all properties of the same use, height and area classification which adjoin or are continuous without intervening property of another classification regardless of any street, alley, easement or reserve that may intervene.

"Division" when used without clarification means the Building Services Division in the Department of Development.

"Dormitory" means a building arranged, intended, or designed to be occupied by unrelated persons as either individuals or groups who occupy common sleeping rooms and share related facilities such as bathrooms and washrooms. This type use differs from an "apartment house" in that separate cooking facilities are not available for each of the individuals, or groups of individuals, who occupy the building but common eating facilities and related cooking facilities, may be provided in the building.

"Double duplex" means a separate or detached four (4) family residence, the first and second floors of which are each designed and arranged for use by two (2) families separated by a vertical division wall, each unit of which is heated independently of the others. Each dwelling unit shall have its own separate, private means of ingress.

"Double-faced sign." (See "Sign.")

"Drive-in" or "drive-in business" means a use of an individual tract of land or lot on which all of the following exist:

1. The use is contained in a building with a gross floor area of less than ten thousand (10,000) square feet; and
2. The buildings and site are designed, developed, and operated as a business which is conducted primarily for convenience of customers arriving and departing from the place of business by automobile to purchase the products or receive services; and
3. The business includes a limited range of food and beverage items or services for sale, a high volume of sales, and sales transactions are usually completed within five (5) to fifteen (15) minutes.

A drive-in is distinguishable from other businesses allowed in the C-1 through C-4 zones, such as bookstores, department stores, and supermarkets, where trade in the product or service is the primary purpose, and use of the automobile to patronize the business is incidental to purchasing the product or receiving the services. Products or services sold at a drive-in may be consumed or used either on or off the premises or lot. Drive-in includes a carryout and fast food business.

"Dry cleaning establishment" means a use involving the cleaning or dyeing of fabrics, employing the services of more than three (3) persons, the use of mechanical appliances requiring more than a three (3) horsepower motor, and the use of volatile or explosive substances.

~~"Dwelling" means a building arranged, intended, or designed to be occupied by one (1) but not more than four (4) individuals, groups of individuals, or families living independently of each other and containing cooking facilities for the exclusive use of each of the individuals, groups of individuals, or families who occupy the premises. The number which a dwelling is designed to accommodate shall be determined by the number of separate dwelling units in such dwelling.~~

~~"Dwelling" means a building containing a minimum of 1 but not more than 4 dwelling units.~~

~~"Dwelling unit" means one (1) or more rooms arranged, intended or designed for independent occupancy by an individual, group of individuals, or family for living or sleeping purposes and containing cooking facilities for the exclusive use of the occupants. A suite of rooms without cooking facilities shall not be deemed to be a dwelling unit.~~
(Ord. 2837-96 § 2 (part).)

"Dwelling unit" means a single, self-contained unit providing independent living facilities for one or more individuals and which contains eating, living, sanitary and sleeping areas and one cooking facility, all for exclusive use by the occupants. This definition does not apply to units in dormitories, homeless shelters, hotels, motels or other buildings designed for transients.

3303.08 Letter H.

"Habitable space" means space in a dwelling unit used only for cooking, eating, living or sleeping.

"Halfway house" or "community residential treatment center" means a facility for supervision and rehabilitation of persons placed therein by the Department of Rehabilitation and Correction, Federal Bureau of Prisons, a court, or otherwise for parole, probation, furlough, treatment of drug or alcohol abuse and addiction, vocational training and counseling, or adjustment to private life and non-institutional society and which may be licensed and inspected by the Ohio Department of Rehabilitation and Correction, the Adult Parole Authority, the Ohio Department of Health or a similar agency.

"Height." "Height of a detached garage" means the perpendicular distance measured in a straight line from the curb level, or from the finished grade line of the lot where such grade is higher than the curb, to the highest point of such garage.

"Height of any other building" is the perpendicular distance measured in a straight line from the curb level, or from the finished grade line of the lot where such grade is higher than the curb, to the highest point of the roof beams in the case of flat roofs, and to the mean between the point of the gable and the eaves in the case of high pitched roofs, the measurements in all cases to be taken through the center of the facade of the house. Where a building is on a corner lot and there is more than one grade level the measurements shall be taken through the center of the facade on the street having the lowest elevation.

"Height of a sign." (See "Sign height.")

"Heliport" means an aviation accessory located on open land, public property or land approved by the development commission and a use devoted to the take-off, landing and storing of helicopters.

"Historic district" means a group of two (2) or more sites, buildings, structures, or objects in the city designated as listed in the National Register of Historic Places or the Columbus Register of Historic Properties, or within an architectural review commission area.

"Historic site" means any site, building, structure or object in the city designated as listed in the National Register of Historic Places or the Columbus Register of Historic Properties.

"Home occupation" means an accessory use of a dwelling unit for a legitimate business, profession, trade or vocation conducted within an enclosed dwelling, which is clearly incidental and secondary to residential occupancy and does not change the residential character thereof.

"Home for the aging" or "home for the aged" means a home that provides:

1. Personal assistance for three (3) or more individuals who are dependent on the services of others by reason of age and physical or mental impairment, but who do not require skilled nursing care.
2. Personal assistance and skilled nursing care for three (3) or more individuals. A home for the aging or aged shall be licensed by the Ohio Director of Health. The part or unit of the home for the aging that provides personal assistance shall be licensed as a rest home. The part or unit that provides skilled nursing care shall be licensed as a nursing home.

~~"Hotel" or "motel" means any building, or part of a building, in which six (6) or more rooms are designed or intended to be used, or are used, for the purpose of providing sleeping accommodations for hire for transient guests. The term "hotel" or "motel" shall include the terms "inn," "motor hotel," "motor inn," "motor lodge," and similar terms.~~

"Hotel or motel" means a building or part of a building, containing 6 or more guest rooms or suites offering temporary residence for compensation, primarily for transient guests. Hotels and motels may include a manager's unit, and incidental amenities and services customarily provided by hotels and motels. Incidental services may include: cooking facilities within units; furnishings; linen service; maid service; food service; banquet, reception, meeting, and recreational facilities; and ancillary internal retail sales and services provided for the convenience of hotel and motel guests.

"Housing for the elderly" means a use of property to provide housing for elderly persons applicable for such assistance under existing state and federal programs. Housing for the elderly is to be distinguished from other uses in those dwellings devoted to this use shall contain some or all of the following:

1. Ramps or elevators for wheelchair use;
2. Doors of sufficient width to accommodate wheelchairs in all rooms;
3. Grab bars around tubs and toilets; and
4. Special features associated with group living such as dispensaries, medical facilities, common dining facilities, group recreation facilities and similar or related facilities.

3303.16 Letter P.

"Panel antenna" means the combination of a rectangular panel not to exceed two (2) feet wide by six (6) feet tall by six (6) inches deep and any associated support structure used to facilitate wireless radio and telecommunication transmissions. This definition excludes lattice, guyed, dish or erector-style antennas.

"Parking space" means a rectangular area of not less than nine (9) feet by eighteen (18) feet, exclusive of any drive-way or other circulation area, accessible from a street, alley, or maneuvering area and designed for parking a motor vehicle.

"Parking lot" means any off-street area or facility which meets one (1) of the following conditions:

1. Contains one (1) or more parking, loading or stacking space for commercial, institutional or industrial use; or
2. Contains five (5) or more parking spaces for any residential use.

"Pennant" means a flag or banner that is triangular in shape. (See "Banner," "Flag" and "String of pennants.") Permanent Sign. See "Sign."

"Person" means, without limitation, a natural person, his heirs, executors, administrators, or assigns, and also includes a corporation, partnership, an unincorporated society or association, or any other type of business or association, including respective successors or assigns, recognized now or in the future under the laws of the state or the city.

"Personal assistance" means supervision as required and services including help in walking, bathing, dressing, feeding, or getting in and out of bed.

"Pitch" means the slope of a roof expressed in feet as a ratio of vertical rise to horizontal run.

"Pole cover" means a decorative enclosure that covers the structural support of a sign.

Political Sign. See "Sign."

"Porch" means a roofed platform projecting from a building at an entrance and is separated from the building by the walls of the building, and is partially supported by piers, posts or columns. A porch may be open, enclosed or partially enclosed. "Open porch" means a porch which is unenclosed (except possibly for screens) by anything higher than thirty-six (36) inches above the floor except for the roof and roof supports.

"Portable building" means any building or vehicle designed with running gear permanently attached for transportation on the public streets and highways under its own power or towed behind another vehicle, arriving at the site, substantially ready for use, whether for residential, office, commercial or manufacturing use. Removal of packing and baffles; interconnection of two (2) or more buildings or vehicles; and connection of or to utilities shall not be considered in determining whether a portable building is substantially ready for use. The towing hitch, wheels, axles, and other running gear may not be removed from a portable building preventing it from being portable.

Portable Sign. See "Sign."

"Premises" means land together with the buildings and structures thereon.

"Private access" means driveway as defined and regulated in the parking chapter hereof.

"Private club" means a building and accessory facilities owned and operated by an association, a corporation, or a group of individuals established for the cultural, educational, fraternal, recreational, or social enrichment of its members and not primarily for profit, and whose members pay dues and meet certain prescribed qualifications for membership.

"Private garage" means a building or portion of a building for the housing of motor vehicles as an accessory use permitted in a residential district or an apartment district and in which no service, work, trade, occupation, or business is carried on connected in any way with a motor vehicle as defined by Ohio Revised Code Section 4511.01.

"Private residence" means a place of usual or customary abode.

"Private roadway" means a privately owned and maintained strip of land designed, improved, and intended to be used for vehicular traffic.

Projecting Sign. See "Sign."

Projector Graphic. See "Graphic."

Property Frontage. See "Frontage."

Property Owner. See "Owner."

"Public garage" means any building or portion of a building other than a private garage, for the housing of commercial or noncommercial motor vehicles.

"Public notice" of a hearing or proceedings means ten (10) days notice of the time and place thereof printed (see "printed" in 101.03 Interpretation) in The City Bulletin.

"Public nuisance" means any structure which is permitted to be or remain in any of the following conditions:

- (A) In a dilapidated, decayed, unsafe or unsanitary condition detrimental to the public health, safety, and welfare, or well being of the surrounding area; or
- (B) A fire hazard; or
- (C) Any vacant building that is not secured and maintained in compliance with Chapter 4513; or
- (D) Land, real estate, houses, buildings, residences, apartments, or premises of any kind which are used in violation of any division of Section 2925.13, Ohio Revised Code.

"Public nuisance" also means any structure or real property which is not in compliance with any building, housing, zoning, fire, safety, air pollution, health or sanitation ordinance of the Columbus City Code or Columbus City Health Code, or any real property upon which its real property taxes have remained unpaid in excess of one (1) year from date of assessment.

"Public service announcement" means a temporary graphic display for the purpose of informing the public about events or activities involving the arts, or involving community service or not-for-profit organizations.

Public Sign. See "Public graphic" and "Sign."

"Public way" means an alley, boulevard, bridge, channel, ditch, easement, expressway, freeway, highway, lane, parkway, right-of-way, road, sidewalk, street, subway, tunnel, viaduct, walk or other way in which a public entity has a proprietary right, or which is dedicated whether or not it has been improved.

3303.18 Letter R.

"Real estate sign." (See "Sign.")

"Rear of a building", "Rear line of a building" and "rear yard line", respectively, mean that portion, building line or yard line opposite to the front line of a building, whether or not affording service access to the building.

"Recreational vehicle" means a vehicle manufactured or modified to contain temporary living quarters for travel, recreation, or vacation purposes including, but not necessarily limited to, camper, travel trailer, truck camper, and motor home,

"Recurrence interval" means the average interval of time, based upon a statistical analysis of actual or representative stream flow records, which can be expected to elapse between floods equal to or greater than specified flood.

"Regulations", when referring to the name of a Division of the city administration, means the Building Services Division of the Department of Development.

"Religious facility" means a building or structure in which worship, ceremonies, rituals, and education pertaining to a particular system of beliefs are held.

"Residence" is the general term implying place of human habitation and embracing both residential and apartment residential district classifications.

"Residential care facility" means a use of a dwelling unit or dwelling units within a building primarily for providing supervised room, board and care in a residential setting to residents thereof whose disabilities or status limit their ability to live independently, and secondarily for training, rehabilitation and nonclinical services. The term excludes use as a clinic, institution, hospital, nursing home, convalescent home, school, child day care center, nursery school, dormitory or other similar use. The term shall not be applied to owner-occupied premises with one (1) or two (2) roomers. However, for the purpose of licensing, the term is included within "rooming house" as defined in Section 4501.32.

"Residential complex" means a residential development with fifteen (15) or more dwelling units situated on the same tax parcel.

"Residential use." (See "Use, residential.")

"Residentially zoned district or use" means any area zoned for residential use as defined in this Zoning Code or any area where persons may reside.

"Restaurant" means an establishment that involves the preparation of food and drink, served to and consumed by patrons within the building and which may include a take-out window for the ordering and pickup of food from a motor vehicle and outdoor seating area.

"Rest home" means a home that provides personal assistance for three (3) or more individuals who are dependent on the services of others by reason of age or physical or mental impairment but who do not require skilled nursing care. A rest home shall be licensed under Chapter 3721 of the Revised Code to provide only accommodations and personal assistance and may not admit individuals requiring skilled nursing care.

"Retail filling station" means a use involving the supplying to individual vehicles for their use only, of oil, grease or gasoline or other liquid fuel with other customary incidental service, the storage facilities of which use shall not be in excess of two (2) tank cars or total storage capacity of thirty thousand (30,000) gallons. "Retail filling station" is the same as gasoline service station.

"Right-of-way line" means the limit of publicly owned land or easement encompassing a street or alley.

"Roof line" means in the case of a flat roof, the uppermost line of the roof of a building; in the case of a pitched roof, the lower edge of the eave; or in the case of an extended facade or parapet, the uppermost height of said facade or parapet.

"Roof sign." (See "Sign.")

"Rooming house" means a residential building, other than a hotel, in which part or parts are kept, used or held out to be a place where sleeping accommodations are offered for hire for three (3) or more persons.

"Row" is a group of attached residences, separated by vertical fire walls, in which each residence has its own front and rear yards, and has appropriated to it the entire building between the fire walls.

Section 2. That a new Section 3351.01 is hereby created to supplement the Columbus City Codes 1959, to read as follows:

3351.01 C-1 Commercial District.

Within a C-1 Commercial District the following uses are permitted:

A. Barber and beauty shop, book store, delicatessen, drugstore, dry cleaning depot, florist shop, gift shop grocery store, ice cream and dairy products store, meat market, music store, magazine and newspaper sales, offices, postal substation, restaurant, (excluding dancing and entertainment) and shoe repair shop.

B. Adult and child day care center provided a transportation plan is submitted as part of the zoning clearance application. The plan must include a written and visual description of the loading and unloading, parking and traffic circulation areas. The Director of the Department of Public Services or designee will review the transportation plan, and may approve, modify, or disapprove the plan for safety reasons.

C. Dwelling units located above uses permitted in this district.

Section 3. That a new Section 3353.01 is hereby created to supplement the Columbus City Codes 1959, to read as follows:

3353.01 C-2 Commercial District.

Within a C-2 Commercial District the following uses are permitted:

A. Armory, art studio, bank, clinic, offices, public or private hospital, private school (not trade or business) photography studio, private and public libraries, radio studio, religious facility, television studio or telephone exchange together with concealed electric substation necessary for such use. and antennas as accessory to principal uses.

B. Adult and child day care center provided a transportation plan is submitted as part of the zoning clearance application. The plan must include a written and visual description of the loading and unloading, parking and traffic circulation areas. The Director of the Department of Public Services or designee will review the transportation plan, and may approve, modify, or disapprove the plan for safety reasons.

C. Dwelling units located above uses permitted in this district

Section 4. That a new Section 3355.01 is hereby created to supplement the Columbus City Codes. 1959, to read as follows:

3355.01 C-3 Commercial District.

Within a C-3 Commercial District the following uses are permitted:

A. Appliance sales and service, assembly hall, bakery (retail), billboard, business college, china store, clothing store (retail), custom tailor, dancing school, dry goods or notions store, electric substation, furniture sales, funeral parlor, greenhouse and nursery for horticulture and sale of any products grown on the premises, hardware store, jewelry store, millinery, motor bus terminal, motion-picture theatre, newspaper printing, paint store, photography supplies (retail), private parking, public parking for pay, public parking garage for pay, restaurant, self-serve laundry, shoe store, theatre, trade school, or wallpaper store.

B. Uses contained in the C-1, C-2, and C-3 Commercial Districts with or without dwelling units located above them.

Section 5. That a new Section 3355.02 is hereby created to supplement the Columbus City Codes, 1959, to read as follows:

3355.02 C-4 Commercial District.

Within a C-4 Commercial District the following uses are permitted:

A. Bowling alley, book bindery, bicycle shop, custom printing, custom shop, dry cleaners or laundry employing not more than 3 persons and using non-flammable liquids, fish market, frozen food locker, hotel, ice house, motel, motor vehicle leasing and sales, night club, nursing home, plumbing shop, poultry retail sales excluding killing and dressing, skating rink, small animal veterinary hospital excluding outside runs and pens, stable limited to a maximum of 5 animals, supermarket, testing or experimental laboratory, tinsmith, or upholstery sales shop.

B. Uses contained in the C-1, C-2, and C-3, Commercial Districts with or without dwelling units located above them; however dwelling units are not permitted in a building containing C-4, Commercial uses nor are C-4, Commercial uses permitted to be established in a building containing dwelling units.

C. The following uses when in compliance with the distance separation standards specified in C.C.

3355.025:

1. Cabaret, dance hall, private club or poolroom.

2. Motor vehicle maintenance, repair or service shop.

D. Additional uses as specified in Chapter 3389, Special Permit Uses.

Section 6. That a new Section 3355.025 is hereby created to supplement the Columbus City Codes, 1959, to read as follows:

3355.025 Distance separation standards.

The following are required distance separation standards:

A. A cabaret, dance hall, private club or poolroom must be located a minimum of 500 feet from a public or parochial school or a religious facility.

B. A motor vehicle maintenance, repair or service shop must be located a minimum of 100 feet from a hospital, playground, public library, public or parochial school, or a religious facility, unless permission is obtained in writing from the governing body or agency waiving the distance separation requirement.

C. Wall or roof openings in motor vehicle maintenance, repair or service shops must be located 25 feet or more from an adjacent residential zoning district.

Section 7. That Section 3355.03 of the Columbus City Codes, 1959, be and hereby is amended to read as follows:

3355.03 Front yards established.

The front yard ~~or any of a lot shall be as~~ is established by C.C. Section ~~3351.04, 3355.04.~~ notwithstanding the provisions of Chapter 3303, Definitions.

Section 8. That existing Sections 3351.01, 3351.12, 3353.01, 3353.12, 3355.01, 3355.02, and 3355.13 of the Columbus City Codes, 1959, are hereby repealed.

3351.01 — C-1 commercial district.

~~Within a C-1 commercial district no building or premises shall be used and no buildings shall be erected which are arranged, intended or designed to be used for other than one or more of the following uses:~~

~~(a) Barber shop, beauty shop, delicatessen, drugstore, dry cleaning (depot only), gift shop, grocery, ice cream and dairy products sale, meat market, music store, newspaper substation, postal substation, restaurant, (excluding dancing, entertainment or the sale of or dispensing of alcoholic beverages), or shoe repair shop, provided that none of the uses listed in this subsection (a) shall be of the carry out, drive in or fast food type;~~

~~(b) Apartment facilities may be constructed over storerooms in C-1 commercial districts, provided each unit shall comply with the Building Code as to a complete apartment and shall have at least one hundred fifty (150) square feet of lot area per room (of over eighty (80) square feet inside area), exclusive of the required parking area or garage area.~~

~~(c) Child Day Care Center. As part of the application for a certificate of zoning clearance, the center operator shall submit a transportation plan which describes in text and plan the manner of child loading and unloading, parking and traffic circulation. The development regulation administrator shall consult with the traffic engineering administrator concerning the safety of such plan and may modify or deny the application for safety reasons.~~

3351.12 Public garages in residential buildings.

~~Garages other than private garages may be placed in buildings used for living and sleeping purposes if all parts of such garages are cut off from the rest of the building as specified in the Building Code.~~

3353.01 — C-2 commercial district.

~~Within a C-2 commercial district no building or premises shall be used, and no building shall be erected which is arranged, intended or designed to be used for other than one (1) or more of the following specified uses:~~

~~(a) Armory, art studio, bank, church, clinic, offices, public or private hospital, private school (not trade or business), photography studio, radio or television studio or telephone exchange together with concealed electric substation necessary for such use;~~

~~(b) Apartment facilities may be constructed over rooms for uses authorized in subsection (a) above provided each unit shall comply with the Building Code as to a complete apartment and shall have at least one hundred fifty (150) square foot inside area, exclusive of the required parking area or garage area;~~

~~(c) Antenna accessory to the principal use.~~

~~(d) Child day care center subject to the requirements of Ohio Revised Code Chapter 51 CM and the following additional condition: As part of the application for a certificate of zoning clearance, the center operator shall submit a transportation plan which describes in text and plan the manner of child loading and unloading parking and traffic circulation. The regulations administrator shall consult with the traffic engineering administrator concerning the safety of such plan and may modify or deny the application for safety reasons.~~

3353.12 — Public garages in residential buildings.

~~Garages other than private garages may be placed in buildings used for living and sleeping purposes if all parts of such garages are cut off from the rest of the building as specified in the Building Code.~~

3355.01 — C-3 Commercial District.

~~Within a C-3 Commercial District, no building or premises shall be used and no building shall be erected which is arranged, intended or designed to be used other than for a use permitted in a C-1 or C-2 Commercial District, or one (1) or more of the following specified uses:~~

~~A. Appliance sales and service (electric or gas), assembly hall, bakery (retail), billboard, book store business college, china store, custom tailor, dancing school, dry goods or notions store, electric substation florist shop, furniture sales, funeral parlor, greenhouse and nursery for horticulture and sale of any produce grown on the premises, hardware store, hotel, jewelry store, laundry agency, men's, women's or children's ready-to-wear, millinery, motel, motor bus terminal, motion picture theatre, newspaper printing, paint store photography~~

supplies (retail), public parking for pay, shoe store, theatre, trade school, or wallpaper store provided that none of the uses listed in this subsection (A) shall be of the carry out, drive in, or fast food type.

B. Commercial radio transmitting or television station and appurtenances thereto.

3355.02 — C 4 Commercial District.

Within a C 4 Commercial District no buildings or premises shall be used and no buildings shall be erected which are arranged, intended or designed to be used for other than a use permitted in a C 1, C 2 or C 3 Commercial District, or one of the following specified uses:

(A) Adult book store, adult motion picture theater, or adults only entertainment establishment (it shall be unlawful to establish any adult book store, adult motion picture theater, or adults only entertainment establishment and business offering any combination of such services within five hundred (500) feet of a residentially zoned district or use, or within one thousand (1,000) foot of each other except as provided in Chapter 3389), automobile salesroom, bowling alley, book bindery, bicycle repair shop, cabaret, clothes pressing and cleaning (employing not more than three (3) persons and using non flammable liquids), custom shop, dance hall, fish market, frozen food locker, garage repair shop, ice house, job printing, laundry (employing not more than three (3) persons), private club, now and secondhand car lot, night club, nursing home, plumbing shop, poolroom (conditional), poultry (killing and dressing for sale at retail on the premises) public parking garage for pay, skating rink, stable (for not more than five (5) animals), supermarket, testing or experimental laboratory, tinsmith, tire repair shop, upholstery sales and shop, veterinary hospital (for small animals, not including outside runways), provided that none of the uses listed in this subsection (A) shall be of the carry out, drive in or fast food type;

(B) In a C 4 Commercial District a cabaret, dance hall, private club or poolroom shall not be located within five hundred (500) feet of a church or a public or parochial school;

(C) A use specified in Chapter 3387 as a prohibited use shall not be permitted as an accessory use;

(D) In a C 4 Commercial District C.C. 3355.05 and 3355.07, inclusive, defining front yards and side yards in Commercial and Manufacturing Districts shall apply;

(E) Provisions shall be made for access, and off street parking and loading facilities as required by C.C. Chapter 3342.

3355.13 — Public garages and repair shops.

No public garage or garage repair shop shall be erected or established which shall have any part of its proposed building structure located within one hundred feet of the building structure of a public or parochial school, church, playground, public library, hospital, orphanage or children's home now existing or for which building permit has been issued or is in effect, except as follows:

(a) Nothing in this section shall be construed to permit any such institution now located in any district zoned for business, by acquiring premises therein or erecting additional buildings thereon to shorten the one hundred foot limit between such institutional structure heretofore erected, and such proposed garage structure as defined by this Zoning Code;

(b) Nothing in this section shall be construed to prohibit the erection or maintenance of automobile sales or display rooms or buildings with automobile service stations connected thereto. Such automobile service stations connected to buildings, or automobile sales or display rooms, shall have no vehicle entrance located upon the same street with and within one hundred fifty feet of any part of the building structure of any public or parochial school, playground, public library, church, hospital, orphanage or children's home heretofore erected. Distance shall be measured along and parallel with street or alley lines and when such lines extend across a street the same shall be considered as crossing the same at right angles;

(c) All entrances and exits of public garages shall have an unobstructed width of not less than twelve feet for a distance of not less than five feet from a street line;

(d) A public garage or garage repair shop shall not have an opening in a wall or roof within fifteen feet of adjacent property that is located in a Residential, Apartment Residential District or adjacent to property used for residential purposes in a Planned Community District;

(e) It is further provided, however, that in the event the governing body of such public or parochial school, church, playground, public library, hospital, orphanage or children's home, files its consent in writing with the Director or his authorized representative, a major garage or garage repair shop may be erected or established nearer than one hundred feet, but not nearer than fifty feet from the building structure of any such institution.

Section 9. This ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1144-02

To supplement and amend various sections of the Columbus Building Code, Title 41, in order to allow for the registration of all general contractors responsible for all work on multi-family, commercial, industrial and institutional structures as governed by the Ohio Basic Building Code (OBC) as well as all new one, two, and three family dwellings for a flat fee as already prescribed in the Building Services Fee Schedule.

WHEREAS, under current city codes there is no regulation of general contractors responsible for the construction of new single or multi-family dwellings or new commercial, industrial or institutional structures; and

WHEREAS, these code changes will allow the Building Services Division to register all general contractors responsible for all work on multi-family, commercial, industrial and institutional structures as governed by the Ohio Basic Building Code (OBC) as well as all new one, two, and three family dwellings; and

WHEREAS, this registration process ensures that all companies involved in the above mentioned stages of construction meet minimum legal requirements as to having adequate bonding to protect the city. sufficient liability insurance coverage in case of lawsuits and carry the legally required workers compensation insurance at time of application; and

WHEREAS, these proposed code changes also establish the legal framework for filing complaints against such registered general contractors and specifies the appropriate forum for such complaints and any appeals that may arise from the registration process; and

WHEREAS, the registration process is modeled after and shares part of the process that already exists for home improvement contractors and demolition contractors, no further code changes would be needed and no new review boards or commissions would be created; and

WHEREAS, all revenue generated by the required registration of general contractors will cover the administrative costs of such registrations and associated review and verification; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the existing Section 4113.37 of the Columbus City Codes. 1959. is hereby amended to read as follows:

4113.37 Building permits.

(A) General Construction. This section deals with permits for general construction and does not include permits required for the mechanical and electrical trades.

(B) Required.

(1) No person shall erect, construct, enlarge, alter, repair, move, improve, remove, convert or demolish any building or structure in the city, or cause the same to be done, without first obtaining a separate permit for each such building or structure from the building official and paying the fee prescribed ~~therefor~~ in the fee schedule.

Exception: Registration, in lieu of a building permit, is required for the specific types of installation on one (1), two (2), and three (3) family dwellings., which meet all of the specifically exempt scope of work criteria C.C. 4113.38.

(2) Pre-approval(s) Required. When a certificate of zoning clearance, a certificate of appropriateness, or certificate of approval, is required, all that apply shall be obtained prior to filing for an application for a building permit. Failure to obtain the required pre-approval(s) prior to commencing an installation is subject to, but not limited by, the penalty provision of C.C. Chapter 3116. Referral(s) to the appropriate regulatory agency(s) may be obtained from the department.

(3) Maintenance Work. No building permit is required for maintenance work which is made of the same material of which the building or structure was originally constructed; however, such work shall in no way, be the type of work that could be considered an alteration or rehabilitation to the building or structure. Interior or exterior painting does not require a permit; however, a certificate of appropriateness shall be required for exterior painting of any building or structure listed on the Columbus register of historic properties or is within an architectural review commission district. Within the university impact district, exterior painting and maintenance work involving replacement-in-kind does not require a certificate of approval.

(C) Parking Lot.

(1) No person shall commence to construct, enlarge, alter, improve or convert a parking lot in the city, or cause the same to be done without first obtaining a separate permit for each such parking lot from the building official and paying the fee prescribed ~~therefor~~ in the fee schedule.

Exception: A separate permit need not be obtained for the construction of a parking lot if said parking lot is shown on the plans and included in the permit for the building or structure.

(2) Pre-approval Required. When a certificate of zoning clearance, certificate of appropriateness, or certificate of approval is required, all that apply shall be obtained prior to filing an application for a parking lot. Failure to obtain the required approval(s) prior to commencing an installation is subject to, but not limited by,

the penalty provision of C.C. 3116. Referral(s) to the appropriate regulatory agency(s) may be obtained from the department.

(3) A permit is not required for the routine maintenance of a parking lot, such as patching holes, sealing, or striping without changing the number of available spaces.

(D) Not Required. A building permit is not required for the following types of installations; however, an installation within the scope of either subsection (D)(1) or (D)(3) of this section that is either listed on the Columbia Columbus register of historic properties or located within an architectural review commission district, requires a certificate of appropriateness in accordance with C.C. Chapter 3116:

(1) Playground equipment located on residential, commercial or public property;

(2) A mobile or manufactured home located in a mobile or manufactured home park, which is licensed by the local or state board of health;

(3) An unheated, one (1) story, detached building that is accessory to a one (1), two (2), or three (3) family dwelling and contains less than one hundred sixty-nine (169) square feet of gross floor area.

(E) Building Permit Issuance. A building permit may be issued:

(1) To ~~a~~ an appropriately licensed home improvement contractor duly licensed with the Department or to the owner of a one (1), two (2), or three (3) family dwelling to do the work with his or her own hands or see that the work is properly accomplished under his or her direct supervision;

(2) To the owner of a single unit in a an existing multi-family dwelling to do the structural work within his or her own unit with his or her own hands or see that the work is properly accomplished under his or her direct supervision;

(3) For a completed one (1), two (2), or three (3) family dwelling, to the general contractor duly registered with the Department, who originally constructed the building dwelling in order to remodel or construct an addition on that same building dwelling;

(4) To the owner ~~or to the duly authorized representative~~ of any existing building other than a one (1), two (2), or three (3) family dwelling to do the structural work within his or her own unit with his or her own hands or see that the work is properly accomplished under his or her direct supervision;

(5) ~~To the duly authorized representative of a facility for which a licensing exemption certificate has been properly issued under C.C. Chapter 4116. To a general contractor duly registered with the Department for any building other than a one (1), two (2), or three (3) family dwelling to perform the structural work with his or her own hands or see that the work is properly accomplished under his or her direct supervision.~~

(6) Any person acting on the behalf of, or as an agent for, an owner to obtain a building permit shall be a general contractor duly registered with the Department.

(F) Use of Name. No Department licensed or registered contractor, ~~duly authorized representative of a facility for which a licensing exemption certificate has been issued~~, or occupying homeowner shall allow the use of his or her name by any person, directly or indirectly, for the purpose of obtaining a building permit to do any work.

(G) Emergency Work.

(1) Where an emergency exists, work may be commenced prior to obtaining a building permit; however, application for a permit shall be made as soon as possible the same day or as soon as the department office is open for business. An emergency includes, but is not limited to, structural, mechanical or electrical system failures.

(2) Where an emergency exists, work may be commenced prior to obtaining a certificate of appropriateness or certificate of approval on any building or structure that is either listed on the Columbus register of historic properties, or is within an architectural review commission district or within the university impact district; however, an application for a certificate of appropriateness or a certificate of approval shall be made as soon as possible on the same day or as soon as the appropriate department office or section is open for business.

Section 2. That the existing Section 4113.38 of the Columbus City Codes, 1959, is hereby amended to read as follows:

4113.38 Registration certificate.

(A) Scope. This section shall only cover the requirements for registration of specific types of building permit exempt installations and only applies to an existing one (1), two (2), and three (3) family dwelling. It shall not include permit provisions for the mechanical and electrical trades.

(B) Registration Certificate Required.

(1) No person shall perform any of the building permit exempt installations as described in paragraph (G) below on any existing one (1), two (2), or three (3) family dwelling without first obtaining a registration certificate for such work. The registration certificate shall be obtained from the department.

(2) Pre-approval Required. When a certificate of zoning clearance, certificate of appropriateness, or certificate of approval is required, all that apply shall be obtained prior to filing for a registration certificate. Failure to obtain the required pre-approval(s) prior to commencing an installation is subject to, but not limited

by. the penalty provision of C.C. 3116. Referral(s) to the appropriate regulatory agency(s) may be obtained from the department.

(3) Exterior maintenance work on a building or structure that is listed on the Columbus register of historic properties, or is within an architectural review commission district requires a certificate of appropriateness in accordance* with C.C. Chapter 3116. Within the university impact district, exterior painting and maintenance work involving replacement-in-kind does not require a certificate of approval.

(C) There shall not be a fee charged for this registration certificate.

(D) Posting Requirements.

(1) Registration Certificate. A copy of the registration certificate shall be conspicuously posted on the front elevation of the dwelling before the work is started and shall remain posted until the work is completed. The registration certificate shall be protected from damage resulting from the weather and/or other deleterious conditions.

(2) Contractor's Sign. The installation contractor shall identify the work site with a sign, no larger than nine (9) square feet that includes his or her name, complete current address and telephone number. The sign shall be conspicuously placed to be clearly read from the curb, public sidewalk or property line. The sign shall be placed at the commencement of installation and remain so positioned until the work is completed or as authorized by the building official. (E) Penalty. Failure to either obtain or properly post a required registration certificate and/or contractor sign prior to commencing any installation covered by this section shall be deemed a violation of this section and the violator shall be subject to a fine of one hundred dollars (\$100.00) per day per occurrence.

(F) Registration Certificate Issuance.

(1) A registration certificate may only be issued:

(a) To the owner of a one (1) family dwelling; or

(b) To a licensed home improvement contractor who has a current, valid and appropriate license for the intended installation and who shall do the work; or

(c) To the owner of a single unit of a one (1), two (2), or three (3) family dwelling to do the work on his or her own unit with his or her own hands or see that the work is properly accomplished under his or her direct supervision: or

(d) To the owner of a one (1), two (2), or three (3) family dwelling to do the work on his or her own building dwelling with his or her own hands or see the work is properly accomplished under his or her direct supervision.

(e) For a completed one (1), two (2) or three (3) family dwelling to the general contractor duly registered with the Department who originally constructed the building dwelling in order to perform any work that requires a registration certificate.

(2) The application for registration shall be on a form furnished by the department.

(3) Upon the acceptance of a complete application for a registration certificate, the department shall provide the applicant a validated copy of the registration certificate.

(4) For a building, structure, or site that is either listed on the Columbus register of historic properties, is within an architectural review commission district, or is within the university impact district, no registration certificate shall be issued without the applicant first receiving a certificate of appropriateness or certificate of approval, as applicable.

(G) Required.

(1) A registration certificate is required for the following work to an existing one (1), two (2), or three (3) family dwelling:

(a) Installation of siding and/or roof covering materials that will replace, cover, and/or augment the existing siding or roofing materials. In no case shall the total number of either layers of siding material or plies of roofing material exceed two (2).

(b) Installation of a wood deck that:

(i) is less than thirty (30) inches in height above finished grade; and

(ii) is supported on at least two (2) opposing sides by an adjoining structure and/or costs, piers, or other independent means.

In addition, the surrounding ground surface area of the deck, extending ten (10) feet horizontally from the deck's perimeter in any direction of any exposed deck elevation, shall not have a slope angle of depression of more than one (1) unit vertical in twelve (12) units horizontal (1 in 12 pitch/8.33% fall). The height of the deck above finished grade is the distance from the lowest point of the finished grade to the top of the floor structure along the deck's exposed perimeter.

Exception: A building permit is required for any modification of an existing wood deck that would cause it not to meet all the criteria of this paragraph.

(c) Installation of a new window sash or a replacement window unit provided it does not alter the original rough-framed opening, form, function or characteristics of the window unit it replaces.

(2) Exterior maintenance work on a building or structure that is listed on the Columbus register of historic properties or is within an architectural review commission district, requires a certificate of appropriateness in accordance with C.C. 3116.

(H) Use of Name. No owner or licensed or registered contractor shall allow the use of his or her name by any person, directly or indirectly, for obtaining a registration certificate to do any work governed by this section.

(I) Emergency Work.

(1) For the purpose of this section, emergency work is limited to the specific installations described in paragraph (G) above. No emergency work performed under this section shall operate to negate any provision of this section.

(2) Where an emergency exists, work may be commenced prior to obtaining a registration certificate; however, application for a registration certificate shall be made as soon as possible on the same day or as soon as the department office is open for business.

(3) Where an emergency exists, work may be commenced prior to obtaining a certificate of appropriateness or certificate of approval on any building or structure that is either listed on the Columbus register of historic properties, or is within an architectural review commission district or within the university impact district; however, an application for a certificate of appropriateness or a certificate of approval shall be made as soon as possible on the same day or as soon as the appropriate department office or section is open for business.

(J) Enforcement.

(1) The chief building official, or his or her designee, following C.C. Chapter 4105 is authorized and directed to administer and enforce the provisions of this section.

(2) In addition to the provisions of C.C. 3305.075, the ~~code enforcement section~~ designated staff of the department ~~is~~ are authorized and directed by the chief building official to enforce the provisions of this section. Whenever any work is being done contrary to this section, a code enforcement officer shall order the work stopped by posting at the site a printed notice to "stop work" (construction stop work order) compliant with C.C. Chapter 4105, and/or a "not approved notice" in writing to "stop work," to be served on any person engaged in, doing, or causing such work to be done without a required registration certificate. Any such person so served shall forthwith stop such work until otherwise authorized by the chief building official to proceed with the work notwithstanding an appeal as provided in C.C. Chapter 4107.

(3) Violations of this section shall constitute a public nuisance and shall be processed in accordance with the prescribed policies and procedures as established by the department for such violations. In addition to any other remedies provided for by this code for its enforcement, the department may bring civil suit to enjoin the violation(s) of any provisions of this section.

(K) Expiration of a Registration Certificate.

(1) Any registration certificate issued in accordance with this section is nontransferable.

(2) A registration certificate dependent upon having obtained a certificate of zoning clearance, certificate of appropriateness or certificate of approval, and issued in accordance with this section, shall expire:

(a) At the same time with either the expiration or revocation of the certificate of zoning clearance as provided in Title 33 of the Columbus City Codes, 1959.

(b) Concurrently with the date of expiration of the certificate of appropriateness issued by a architectural review and/or historic preservation commission established in Title 31 and 33 of the Columbus City Codes, 1959.

(c) Concurrently with the expiration of the certificate of approval issued by the university area review board as established in Title 33 of the Columbus City Codes, 1959.

Section 3. That the Columbus City Codes, 1959, is hereby supplemented by the enactment of a new Section 4114.113, which reads as follows:

4114.113 Work of a registered general contractor and of a demolition contractor.

(A) The department requires and issues registrations for the following types of contracting:

(1) General contractor.

(2) Demolition contractor.

(B) Registration required. It shall be unlawful to undertake or perform work of any department-registered general or demolition contractor as defined in this Building Code without first obtaining a department-issued registration to perform such work.

It shall be unlawful for any person other than an owner, officer, partner, or employee of a registered general or demolition contractor, to represent or advertise him or herself, for or without compensation, either publicly or privately, as being ready, willing or able to contract to undertake or offer to undertake any

demolition, or to plan for, lay out, supervise, install and/or make additions, alterations, or repairs for any work within the scope of any department issued registration required to perform such work, unless such work will be performed under the auspices of a department-issued registration as required by this chapter.

(C) General contractor.

These requirements shall apply whenever any work involving the structural addition, alteration, repair and/or new construction of any building, structure or site as stipulated therein and regulated by this Building Code. Such work shall be only transacted by a general contractor duly registered with the department or as otherwise specifically permitted by this Code.

(1) As used in this Building Code, a registered general contractor is:

(a) Any person that functions either on the behalf of, or as an agent for, an owner of a building, structure or site for the purpose of obtaining building permits for the structural addition, alteration, repair and/or new construction of any appurtenance, building, structure or site, or a portion thereof, governed by the Ohio Building Code (OBC) and/or the new construction of One (1), Two (2) and Three (3) Family Dwellings and those new appurtenances directly associated therewith as regulated by this Building Code.

(b) Any person that offers to provide and/or provides the means, processes and procedures for the structural addition, alteration, repair and/or new construction of any appurtenance, building, structure or site, or a portion thereof, governed by the Ohio Building Code (OBC). In addition, such registration shall also include the new construction of One (1), Two (2) and Three (3) Family Dwellings and those new appurtenances directly associated therewith as regulated by this Building Code.

(2) Registration as a general contractor by the Department does not convey to such a person the rights and privileges of a person having a Department home improvement general or limited contractor license issued pursuant to CC 4114.107. Licensure as a home improvement general or limited contractor by the Department does not convey to such a person the rights and privileges of a person having a Department general contractor registration issued pursuant to this Section.

Note: The current policies and procedures of the department already established and used for the issuance of a building permit for work in, on, a building, structure or site governed by the OBC and the construction of new One (1), Two (2) and Three (3) Family Dwellings shall continue to be enforced until December 31, 2002. Thereafter, the requirement for general contractor registration before the issuance of a building permit for these types of general construction as herein described shall become effective with the opening of the department's business on January 2, 2003. The license section of the Department shall begin accepting applications for general contractor registrations with the opening of the department's business on September 3, 2002, and such registrations shall be valid for an initial period of at least 12 months but not more than 18 months.

(D) Demolition contractor.

These requirements shall apply to any work involving the demolition of any building, structure or site, which shall include one (1)-, two (2)-, and three (3)- family dwellings and buildings, structures or sites associated therewith governed by the Ohio Building Code (OBC) or the Columbus Building Code that is to be performed. Such work shall be only transacted by a demolition contractor duly registered with the department.

As used in this Building Code, a duly registered demolition contractor is any person that provides the means, processes and procedures for razing or removing all, or a portion thereof, of a building, structure or appurtenance from a property governed by this Building Code. Such department-issued registration shall have been authorized by the board of review general and home improvement contractors and subsequently issued by the department.

(E) No general contractor or demolition contractor registration shall be required for:

1. A person who performs labor or services for a department-registered general contractor for wages, salary, or compensation of any type, manner or form provided such person is under the direct supervision of the department-registered general contractor.

2. A person who performs labor or services for a department-registered demolition contractor for wages, salary, or compensation of any type, manner or form provided such person is a direct employee or a legally leased tradesperson under the direct supervision of the department-registered demolition contractor.

3. Any retail clerk, clerical, administrative, or other employee of a department-registered demolition and/or general contractor, as to a transaction on the premises of the contractor.

Section 4. That the existing Section 4114.119 of the Columbus City Codes, 1959, is hereby amended to read as follows:

4114.119 Work as a sub-contractor.

(A) A department-licensed home improvement general or limited contractor, a licensed sewer contractor, a registered OCIEB licensed specialty contractor, a registered general contractor, a registered demolition contractor and a registered certified fire alarm and detection and/or fire protection company, with proper and current license or registration, may do work as a sub-contractor of a primary contractor or registrant who has proper and current license or

registration and who has a permit to ~~do~~ perform the work. The sub-contractor shall not be required to obtain a second permit and pay fees based on the number of devices, etc., already paid for by the primary contractor or registrant. The sub-contractor shall obtain a permit to do that part of the work being sub-contracted and shall pay the relevant minimum fee indicated in the fee schedule.

(B) The registration and certification requirements of the subcontracting company shall coincide with that of the primary contracting company as required to cover that work being sub-contracted.

Exception: A licensed home improvement limited contractor duly licensed by the department may work as a sub-contractor of a home improvement general contractor, also duly licensed by the department, but only within the scope of work of the home improvement limited contractors licensure.

(C) The sub-contractor's permit application shall be made in the name of the sub-contractor and shall indicate all of the following information:

- (1) The work to be sub-contracted; and
- (2) Shall identify the primary contractor or registrant; and
- (3) The permit number issued to primary contractor or registrant; and
- (4) Under the miscellaneous space, state "sub-contractor."

(D) Both the primary contractor and the sub-contractor, or the primary registrant and the sub-registrant, shall be responsible for the work as regulated by the Columbus Building Code

Section 5. That the existing Section 4114.301 of the Columbus City Codes, 1959, is hereby amended to read as follows:

4114.301 Boards of review.

There is hereby created in the department the following boards of review:

- (A) A board of review of general and home improvement contractors.
- (B) A board of review of plumbing and sewer contractors and of journeyperson plumbers.
- (C) A board of review of electrical contractors.
- (D) A board of review of refrigeration contractors.
- (E) A board of review of warm air heating and air conditioning (HVAC) contractors.

Section 6. That the existing Section 4114.303 of the Columbus City Codes, 1959, is hereby amended to read as follows:

4114.303 Composition of boards.

(A) Each board of review shall be composed of seven (7) voting members and a secretary. Four (4) voting members of a board in attendance at a meeting shall constitute a quorum.

Exception: The board of review of plumbing and sewer contractors and of journeyperson plumbers shall have eight (8) voting members. The eighth voting member of this board shall be the administrator, or designee, of the division of sewerage and drainage.

(B) The building services inspection supervisor of the relevant trade and/or craft of the board of review shall be the secretary to such board. The secretary of a board of review is not a voting member of the board.

(C) All boards of review, except the board of review of general and home improvement contractors, shall have the following membership:

- (1) Two (2) OCIEB licensed specialty contractors, whose trade or craft shall be relevant to the business of the board of review on which they serve. Both contractors shall be duly registered with the department. In addition, such OCIEB licensed specialty contractors shall be actively engaged in the type of contracting of their OCIEB specialty license. Of the two (2) OCIEB specialty contractors, one (1) shall operate their business under a collective agreement with a recognized labor organization, and one (1) shall not.

Exception: A department-licensed sewer contractor, with current, valid license and actively engaged in the business of sewer contracting, may occupy one (1) of the registered contractor positions in lieu of one (1) of the registered OCIEB licensed specialty contractor position on the board of review of plumbing and sewer contractors and of journeyperson plumbers. The required labor organization relationship, however, shall not be compromised.

- (2) Two (2) journeypersons, whose trade or craft shall be relevant to the business of the board of review on which they serve and, in addition, shall be actively engaged in such relevant craft or trade. Of the two (2) journeypersons, one (1) shall be employed under a collective agreement with recognized labor organization, and one (1) shall not.

(3) Three (3) public members, each of who are familiar with the construction industry relevant to the board of review on which they serve.

(D) The membership of the board of review of general and home improvement contractors shall be as follows:

- (1) Two (2), department-licensed home improvement general contractors with current, valid licensure whom shall be actively engaged in home improvement general contracting.

- (2) Two (2), department-licensed home improvement limited contractors with current, valid licensure whom shall be actively engaged in home improvement limited contracting.

(3) Two (2) department registered general contractors with current, valid registration whom shall be actively engaged in the work of a registered general contractor. Of the two (2) registered general contractors, one (1) shall operate their business under a collective agreement with a recognized labor organization, and one (1) shall not.

(4) ~~Three (3)~~ One (1) public members member, each of who are is familiar with the construction industry relevant to the board of review on which they serve of general and home improvement contractors.

(E) No member of any board of review shall be employed or affiliated with the same business entity or entities of another. No public member shall have a direct or indirect interest, as defined in C.C. 501.02, in any thing, place or business that is required to be licensed by the Columbus City Codes.

(F) Except for the secretary, all members of a board of review shall be legal residents of the city or of the counties therein situated and appointed for a term of three (3) years by the director of the department. The term of each board member shall continue until a successor is appointed. The director may remove any member of the board, except the secretary and the administrator or designee of the division of sewerage and drainage, for incompetence, neglect of duty, malfeasance, or misconduct in office. Each voting board member, except for the administrator or designee of the division of sewerage and drainage, shall receive payment for each meeting attended in accordance with administrative salary ordinance.

(G) If a board of review would be comprised of less than a majority of its voting members who are legal residents of the city by the appointment of a non-resident of the city, the director shall only appoint a legal resident of the city.

Section 7. That the existing Section 4114.305 of the Columbus City Codes, 1959, is hereby amended to read as follows:

4114.305 Duties and powers of the boards of review.

(A) General Duties and Powers. Each board of review shall have the following general duties and powers:

(1) To make, adopt, and from time to time, alter its own rules or procedures for the conduct of its meetings and proceedings;

(2) To select its own officers in accordance with the By-laws adopted by the board;

(3) To perform other related duties required either by this Building Code or as directed by the chief building official or the department;

(4) To adjudicate a complaint filed with the appropriate board of review against a department-registered OCIEB licensed specialty contractor, the holder of a department-issued license or other department contractor registration. Such a complaint, however, shall be within the limits of the authority, competence, concern, intension, or responsibility of the board of review receiving the complaint;

(5) To suspend or revoke the relevant department-issued license or registration of a contractor who, after notification and hearing:

(a) Shall have been found to have violated the terms of this chapter, or

(b) Shall have failed to obtain proper permits or failed to obtain a registration certificate or failed to obtain inspection as provided by law as required by the applicable building code relating to the inspection and approval of such work, within the city, or

(c) Shall have been shown to be persistent and habitual violators of the laws of the state, the provisions of this Building Code or other ordinances of the city relating to the construction, installation or repair of buildings within the city of Columbus.

(B) Specific Duties and Powers. The boards of review shall have the additional specific duties and powers as hereinafter indicated in this subsection:

(1) The board of review of general and home improvement contractors is authorized and empowered to review the qualifications as established in Section 4114.505, of all applicants who have passed the appropriate written examination(s) and thereupon have made proper application for the department's license to engage in the business of a general or limited home improvement contractor. For those applicants who the board has found to meet all such qualifications, the board shall certify their names to the department for the issuance of the appropriate home improvement contractor's license.

(2) The board of review of general and home improvement contractors shall review the qualifications as established in Section 4114.903, of all applicants who have made proper application to obtain a demolition contractor registration from the department. For those applicants who the board has found to meet all such qualifications, the board shall certify their names to the department for the issuance of a demolition contractor's registration.

(3) The board of review of general and home improvement contractors shall adjudicate matters pertaining to a department-issued home improvement general or limited licensed contractor, department-registered general contractor, and/or a department-registered demolition contractor, resulting from Section 4114.537 or Section 4114.937 as applicable.

(4) The board of review of plumbing and sewer contractors and of journeyperson plumbers, is authorized and empowered to review the qualifications as established in Section 4114.505, of all applicants who have passed the appropriate written examination(s) and thereupon have made proper application for a department-issued license as a sewer contractor or a journeyperson plumber. For those applicants who the board has found to meet all such qualifications, the board shall certify their names to the department for the issuance of the appropriate license for which the application was made.

(5) The board of review of plumbing and sewer contractors and of journeyperson plumbers shall adjudicate matters pertaining to a department-issued licensed sewer contractor, a licensed journeyperson plumber, a department-registered OCIEB licensed plumbing contractor, and a department-registered fire protection/suppression company, which result from Section 4114.537, Section 4114.727, or Section 4114.937 as applicable.

Exception: The board of review of warm air heating and air conditioning (HVAC) contractors shall adjudicate matters pertaining to a department-registered fire alarm and detection equipment and/or fire protection/suppression company pertaining to kitchen exhaust systems resulting from Section 4114.937.

(6) The board of review of electrical contractors shall adjudicate matters pertaining to a department-registered OCIEB licensed electrical contractor, and/or a registered fire alarm and detection equipment company, resulting from Section 4114.727 or Section 4114.937 as applicable.

(7) The board of review of refrigeration contractors shall adjudicate matters pertaining to a department-registered OCIEB licensed refrigeration contractor, which result from Section 4114.727.

(8) The board of review of warm air heating and air conditioning (HVAC) contractors shall adjudicate matters pertaining to a department-registered OCIEB licensed warm air heating and air conditioning contractor (HVAC), and a department-registered OCIEB licensed hydronics (steam and hot water) contractor, resulting from Section 4114.727.

(9) The board of review of general and home improvement contractors and the board of review of plumbing and sewer contractors and of journeyperson plumbers, are empowered to review, and recommend needed changes, in the content of the examinations for a department-issued license authorized by them to the chief building official. However, before any change in the content of such examination is made, it shall require the approval of the chief building official. In addition, the board of review of general and home improvement contractors and the board of review of plumbing and sewer contractors and of journeyperson plumbers may promulgate rules or procedures governing the filing, handling and disposition of complaints concerning and examination or the grading thereof.

(10) The appropriate board of review of general and home improvement contractors and the board of review of plumbing and sewer contractors and of journeyperson plumbers, are empowered to review the qualifications, as established in Section 4114.505, of all applicants who have passed the relevant written examination(s) for a department-issued license for which they have filed a completed application.

(C) In the event there ceases to be an approved testing agency to provide the examination(s) required by C.C. 4114, the director shall immediately notify, in writing, the board of review of general and home improvement contractors and the board of review of plumbing and sewer contractors and of journeyperson plumbers of this fact. The director shall also issue a statement, in writing, of policy and procedure to be used until such time an approved testing agency has been identified by the director.

Section 8. That the existing Section 4114.901 of the Columbus City Codes, 1959, is hereby amended to read as follows:

4114.901 Applicability for registration for a demolition contractor, general contractor or fire alarm and detection equipment and/or fire protection company and the required registration of the individual certification associated therewith.

(A) Columbus Building Code Sections, but not limited to, C.C. 4114.901, to and including C.C. 4114.937, are applicable to the registrations issued by the department and required for the following:

(1) Demolition contractors;

(2) General Contractors, pursuant to C.C. 4114.113;

~~(2)~~ (3) Fire alarm and detection equipment and/or fire protection companies;

~~(3)~~ (4) Certified individuals providing scope of work validation for fire alarm and detection equipment and/or fire protection companies.

(B) The registration of certified individuals providing validation for such fire alarm and detection and/or fire protection companies is required and shall be a part of the application for registration as a fire alarm and detection and/or fire protection company with the department.

(C) The current policies and procedures of the department already established and used for the registration of certified fire alarm and detection equipment and/or fire protection company(s) shall continue to be enforced until June 30, 2002. Thereafter, the registration requirement for, and the issuance of, a fire alarm and detection equipment and/or fire

protection company registration and the registration of the certified individuals providing the validation for such fire alarm and detection and/or fire protection companies as herein required shall become effective with the opening of the department's business on July 1, 2002.

Section 9. That the Columbus city Codes, 1959, is hereby supplemented by the enactment of new section 4114.904, which reads as follows:

4114.904 Application for and issuance of a general contractor registration.

(A) Any person desiring to be a registered general contractor shall apply to the department for such registration on a form prescribed therefore, together with the nonrefundable general contractor registration fee as required by the fee schedule.

(B) The applicant for a general contractor registration shall meet the following requirements:

- (1) Be not less than eighteen (18) years of age; and
- (2) Be a United States citizen.

(C) An application for registration as a general contractor shall be confirmed and signed under oath by the applicant. The application shall contain the following information:

- (1) Name of the applicant;
- (2) Name of business entity to be registered by the applicant;
- (3) Date of birth;
- (4) Current residence and business addresses of the applicant;
- (5) Current residence and business telephone numbers of the applicant;
- (6) Dates of previous general contractor registrations with the department, if any;
- (7) Other information deemed necessary by the department.

(E) The department's building services division's licensing section shall review and process the application for a general contractor registration.

(F) Only upon the submission of a complete application for a general contractor registration, shall the department issue to such applicant a general contractor registration.

(G) The continued validity or renewal of a general contractor registration is dependent upon the proof of and continued maintenance of all the following:

- (1) Proof of current and valid liability insurance; and
- (2) The required city bond; and
- (3) Proof of current and valid state of Ohio workers compensation coverage; and
- (4) Proof of an account in good standing with the city income tax division.

(H) The current policies and procedures of the department already established and used for the issuance of a building permit for work in, or on, a building, structure or site governed by the OBC and the construction of new One (1), Two (2) and Three (3) Family Dwellings shall continue to be enforced until December 31, 2002. Thereafter, the requirement for general contractor registration before the issuance of a building permit for these types of general construction as herein described shall become effective with the opening of the department's business on January 2, 2003. The license section of the Department shall begin accepting applications for general contractor registrations with the opening of the department's business on September 3, 2002, and such registrations shall be valid for an initial period of at least 12 months but not more than 18 months.

Section 10. That the existing Section 4114.911 of the Columbus City Codes, 1959, is hereby amended to read as follows:

4114.911 Appeals.

The decision of the board of review of general and home improvement contractors concerning a demolition contractor registration application, or of the Building Services Division's license section concerning an application for a fire alarm and detection equipment and/or fire protection company registration or a general contractor registration, shall be appealed to the Columbus building commission pursuant to Chapter 4107. Such an appeal shall be limited to the record created during the proceeding before the applicable board of review or of the Building Services Division's license section. An appeal before the building commission pursuant to Chapter 4107 shall not be a trial *de novo*. Such an appeal to the Columbus building commission shall be filed within thirty-one (31) calendar days from the date of the board of review or the license section made its determination.

Section 11. That the existing Section 4114.913 of the Columbus City Codes, 1959, is hereby amended to read as follows:

4114.913 Bond requirement for a department-issued demolition contractor, general contractor or fire alarm and detection equipment and/or fire protection company ~~contractor~~ registration.

(A) Before the department issues either a demolition contractor registration, general contractor or fire alarm and detection and/or fire protection company registration under the provisions of this chapter, and prior to each renewal thereof, each registered demolition contractor, general contractor or fire alarm and detection equipment and/or fire protection company shall, in a manner prescribed by the department, give a bond, which shall be maintained at all times thereafter, to the department. A department-issued demolition contractor, general contractor or fire alarm and detection

equipment and/or fire protection company registration shall not be issued or renewed without meeting this bond requirement.

(B) The bond required for a registered demolition contractor, general contractor or registered fire alarm and detection equipment and/or fire protection company by the department shall be of not less than fifteen thousand dollars (\$15,000.00). The bond shall have good and sufficient surety approved by the department. The bond shall be on a form prescribed by the department.

(C) The bond shall be conditioned to save the City harmless from all loss and damage to persons or property which may be occasioned in any way, by accident or the want of care or skill on applicant's part, in the prosecution of the work.

(D) Such bond shall provide for payment to the city for damages to the city or city property in the course of performance of work.

(E) Failure to maintain such bond in good standing shall be cause for immediate suspension by the department of the contractor or company registration.

(F) The individual named on the registered demolition contractor or general contractor registration shall sign the bond submitted for a registered demolition contractor or general contractor registration or the renewal thereof, regardless of any assignment to a business concern.

(G) The individual named on the Ohio Division of State Fire Marshal, Bureau of Licensing and Certification issued company certification making the application for a fire alarm and detection and/or fire protection company registration shall sign the bond submitted for a registered fire alarm and detection equipment and/or fire protection company registration or the renewal thereof.

(H) When a registered demolition contractor or fire alarm and detection equipment and/or fire protection company has more than one (1) such registration, or other department-issued license or contractor or company registration, one (1) fifteen thousand dollar (\$15,000.00) bond will be sufficient for all such licenses and registrations with the department during the same registration period.

Section 12. That the existing Section 4114.915 of the Columbus City Codes, 1959, is hereby amended to read as follows:

4114.915 Insurance coverage requirement for a department-issued demolition contractor, general contractor or a fire alarm and detection equipment and/or fire protection company registration.

(A) Demolition Contractor and General Contractor Registration. Before the department issues a demolition contractor or a general contractor registration under the provisions of this chapter, and prior to each renewal thereof, each registered demolition contractor or registered general contractor shall, in a manner prescribed by the department, provide proof of current, valid liability insurance coverage, which shall be maintained at all times thereafter, to the department. A department-issued demolition contractor registration or a general contractor registration shall not be issued or renewed without meeting this insurance coverage requirement.

(B) The liability insurance required for a registered demolition contractor or a registered general contractor by the department shall be written with an acceptable insurance company licensed to do business in the state of Ohio. The liability insurance shall afford limits of liability no less than one hundred thousand dollars (\$100,000.00) for damages to a single person, and three hundred thousand dollars (\$300,000.00) for one (1) occurrence.

(C) Fire Alarm and Detection Equipment and/or Fire Protection Company Registration. Before the department issues a fire alarm and detection equipment and/or fire protection company registration under the provisions of this chapter, and prior to each renewal thereof, each registered fire alarm and detection equipment and/or fire protection company shall, in a manner prescribed by the department, provide proof of current, valid liability insurance required by the Ohio Division of State Fire Marshal, Bureau of Licensing and Certification. This required liability or bonding shall be maintained at all times thereafter. A department-issued fire alarm and detection equipment and/or fire protection company registration shall not be issued or renewed without meeting this insurance or bonding coverage requirement.

(D) Failure to maintain the coverage of Section 4114.915(B) or 4114.915(C), as applicable for the type of registration held, in good standing shall be cause for immediate suspension by the department of the contractor or company registration.

Section 13. That the existing Section 4114.917 of the Columbus City Codes, 1959, is hereby amended to read as follows:

4114.917 Workers compensation coverage requirement for a department-issued demolition contractor, general contractor or fire alarm and detection equipment and/or fire protection company registration.

(A) Before the department issues either a demolition contractor, general contractor or fire alarm and detection equipment and/or fire protection company registration under the provisions of this chapter, and prior to each renewal thereof, each registered demolition contractor, registered general contractor or fire alarm and detection and fire protection company shall, in a manner prescribed by the department, provide proof to the department of current workers compensation coverage, which shall be maintained in good standing at all times thereafter. A department-issued demolition contractor, general contractor or fire alarm and equipment and/or fire protection company registration shall not be issued or renewed without meeting this workers compensation coverage requirement.

(B) The workers compensation coverage shall be by the state of Ohio in the name of the registered contractor or company and shall cover the employees thereof already engaged, or to be engaged, in the work covered by such contractor or company registration.

(C) Failure to maintain such workers compensation coverage in good standing shall be cause for immediate suspension by the department of the contractor or company registration.

Section 14. That the existing Section 4114.919 of the Columbus City Codes, 1959, is hereby amended to read as follows:

4114.919 City income tax division registration required for a department-issued demolition contractor, general contractor or fire alarm and equipment and/or fire protection company registration.

(A) Before the department issues either a demolition contractor, general contractor or fire alarm and detection equipment and/or fire protection company registration under the provisions of this chapter, and prior to each renewal thereof, each registered demolition contractor, registered general contractor or fire alarm and detection equipment and/or fire protection company shall register with the income tax division of the city of Columbus auditor's office. Relevant proof of such registration shall, in a manner prescribed by the department, be provided to the department. A department-issued demolition contractor, general contractor or fire alarm and detection equipment and/or fire protection company registration shall not be issued or renewed without meeting this city income tax division registration requirement.

(B) Failure to maintain an account in good standing with the income tax division of the city of Columbus shall be cause for immediate suspension by the department of the contractor or company registration. The determination of an account in good standing shall be by the income tax division of the city of Columbus auditor's office.

Section 15. That the existing Section 4114.921 of the Columbus City Codes, 1959, is hereby amended to read as follows:

4114.921 Fees for demolition contractor, general contractor, fire alarm and detection equipment and/or fire protection company registration and certified individual registration.

(A) Demolition Contractor and/or General Contractor Registration. A fee, as established by the fee schedule, shall be charged for each of the following conditions:

(1) The application for; and

(2) The registration of; and,

(3) The renewal of a demolition contractor registration and/or general contractor registration. All such fees are nonrefundable.

(B) Fire Alarm and Detection Equipment and/or Fire Protection Company Registration. A fee, as established by the fee schedule, shall be charged for each of the following conditions:

(1) The registration of; and,

(2) The renewal of a fire alarm and detection equipment and/or fire protection company registration. All such fees are nonrefundable.

(C) Certified Individual Registration. A fee, as established by the fee schedule, shall be charged for each of the following conditions:

(1) The registration of; and,

(2) The renewal of the certified individual registration that provides a category of validation of Section 4114.909(B) for a fire alarm and detection equipment and/or fire protection company registration. Each category of validation shall require a separate registration and a separate fee to be charged ~~for~~ for it.

All such fees are nonrefundable.

(D) In addition to the fees described in C.C. 4114.921 (A), 4114.921 (B) and 4114.921 (C), there may be other fees stipulated by this code included in the fee schedule that pertain to a demolition contractor, general contractor, a fire alarm and detection equipment and/or fire protection company and a certified individual registration. All such fees are nonrefundable.

Section 16. That the existing Section 4114.923 of the Columbus City Codes, 1959, is hereby amended to read as follows:

4114.923 Registered demolition contractor, registered general contractor or fire alarm and detection equipment and/or fire protection company registration number.

(A) The department shall issue a unique number for each demolition contractor, general contractor and fire alarm and detection equipment and/or fire protection company registered with the department who shall exclusively retain the use of such number. Annually thereafter, such demolition contractor, general contractor and fire alarm and detection equipment and/or fire protection company registration shall be renewed using the same number.

(B) When the holder of a demolition contractor registration and/or a general contractor registration assigns his or her right to a registration to a business concern, the registration shall bear the individual's name and unique registration number.

(C) When more than one (1) demolition contractor registration-holder and/or general contractor registration-holder assigns their registration to a business concern, the bond provided by the registered-business shall be sufficient for

all demolition contractor or general contractor registrations assigned to the business concern during the same registration period.

Section 17. That the existing Section 4114.925 of the Columbus City Codes, 1959, is hereby amended to read as follows:

4114.925 Expiration and renewal of a demolition contractor and general contractor registration.

(A) The provisions of this section concerning expiration and renewal only apply to registered demolition contractor and registered general contractor registrations issued by the department.

(B) A demolition contractor registration and/or a general contractor registration shall expire at the end of the quarter designated for persons whose surnames initial letter falls within that quarters range as follows:

Quarter	Range of Initials	Expiration Date
Fall Quarter	A through F	December 31
Winter Quarter	G through L	March 31
Spring Quarter	M through R	June 30
Summer Quarter	S through Z	September 30

(1) An applicant for a demolition contractor registration and/or a general contractor renewal shall be exempt from making a new application for a registration provided:

(a) The application for renewal is filed within thirty (30) calendar days following the expiration of such contractor registration formerly held by the applicant; and

(b) Further if such former demolition contractor registration and/or general contractor registration has not been revoked for cause by the board of review of general and home improvement contractors.

(2) Failure to renew a demolition contractor registration and/or a general contractor within thirty (30) calendar days following its expiration date shall require that the applicant make a new application with the department for such registration.

(C) A bond submitted for a demolition contractor registration and/or general contractor registration renewal shall be signed by the individual who has qualified for the registration, regardless of any assignment to a business concern.

(D) A demolition contractor registration and/or a general contractor registration may be renewed at any time during the ninety (90) calendar days prior to its expiration date; however, such early renewal shall comply with all the requirements for such renewal.

(E) A person whose contractor registration has expired shall not perform any work governed by this code until a renewal of the demolition contractor registration and/or the general contractor registration by the department is issued, nor shall the department issue a permit to a registrant with an expired demolition contractor registration or general contractor registration. A late fee as prescribed by the fee schedule shall be added to the renewal fee if the department, after the date of expiration of the contractor registration, receives the application for renewal.

(F) A registered demolition contractor or his or her registered demolition contractor business, which fails to correct work, which does not comply with this building code, shall be denied the renewal of his or her demolition contractor registration until compliance with this building code shall have been secured.

Section 18. That the existing Section 4114.931 of the Columbus City Codes, 1959, is hereby amended to read as follows:

4114.931 Transfer of a registered demolition contractor, registered general contractor or registered fire alarm and detection equipment and/or fire protection company registration.

No department-issued registered demolition contractor, registered general contractor or registered fire alarm and detection equipment and/or fire protection company registration shall be transferable. No holder of a fire alarm and detection equipment and/or fire protection company or a demolition contractor registration issued by the department, in accordance with this chapter, shall allow his or her name to be used by any other person either for doing work or for obtaining a permit. No registered demolition contractor, registered general contractor or fire alarm and detection equipment and/or fire protection company registration-holder shall allow any person to do work under the authority of a permit granted to the registrant unless such other person is either a direct employee or a legally leased tradesperson, which is under the direct supervision of the registration-holder or of the registration-holder's duly registered business.

Exceptions:

(1) A demolition contractor, or a general contractor duly registered with the department, may work as a sub-contractor of another registered demolition contractor or registered general contractor also duly registered with the department, in accordance with Section 4114.119.

(2) A fire alarm and detection equipment and/or fire protection company, duly registered with the department, may work as a sub-contractor of another duly registered fire alarm and detection equipment and/or fire protection company also duly registered with the department, in accordance with Section 4114.119.

Section 19. That the existing Section 4114.933 of the Columbus City Codes, 1959, is hereby amended to read as follows:

4114.933 Assignment and issuance of a demolition contractor, general contractor or fire alarm and detection equipment and/or fire protection company and of a certified individual registration to business concern.

(A) Demolition Contractor and General Contractor Registration. A demolition contractor's registration and/or general contractor's registration shall be issued in the name of the registrant who successfully met the qualifications as required by this chapter. However, said registrant, at the time of applying for such contractor registration, or at any time thereafter, may assign, his or her rights of a contractor registration to a business concern with whom he or she is associated as a legal, full-time officer, proprietor, partner, or employee. The registrant may designate that his or her contractor registration shall be issued in the name of said concern. In such event, such contractor registration shall be issued in the name of said business concern, and said concern shall be known as the registered business. The registrant shall not be issued a contractor registration in his or her own name during the period he or she is associated with said business concern. In such event, the contractor registration shall state on its face the name and position in the business concern of the registrant who has qualified for the contractor registration under the terms of this chapter. No registrant may be named on more than one (1) contractor registration at the same time.

The demolition contractor and/or general contractor registration-holder is required to notify the department immediately of any change of status of his or her contractor registration.

In the event the demolition contractor and/or general contractor registrant named on the contractor registration disassociates him or herself from the registered-business, the contractor registration shall become null and void ninety (90) calendar days after such disassociation, unless another demolition contractor or general contractor registration-holder becomes associated with the business concern. This new registration-holder shall immediately notify the department in writing of his or her association with the business concern and shall immediately assign his or her registration to the business concern. During this ninety (90) calendar day period, the work on existing permits may be followed through to completion, but no new work shall be commenced. In such event, a new contractor registration, setting forth the name of the new registrant, shall be issued to the registered-business. A nonrefundable fee, as prescribed by the fee schedule, shall be required for the issuance of this new license registration within the same license registration year. No demolition contractor registration and/or general contractor registration holder shall be named in any contractor registration to a business concern, who within ninety (90) calendar days immediately preceding to the filing of an application for a contractor registration shall have been the registrant designated as the contractor registration-holder in the registration of any business concern, unless it had been in the demolition contractor registration or general contractor registration of the registrant him or herself.

Exception: Upon presentation of satisfactory evidence of whichever of the following conditions having occurred that caused the termination of the currently registered-business, the ninety (90) day period may be waived by the chief building official because of:

- (1) Closure of the registered-business because of Chapter 7 bankruptcy;
- (2) Dissolution of the registered-business that is a corporation, limited liability partnership (LLP), or a limited liability corporation (LLC) that was filed and properly recorded ~~and in good standing~~ with the Secretary of State of Ohio;
- (3) Merger or consolidation of the registered-business with a corporation, limited liability partnerships (LLP), or a limited liability corporations (LLC) that are filed and properly recorded ~~and in good standing~~ with the Secretary of State of Ohio.

The provisions of this exception may be implemented only once in any thirty-six (36) consecutive month period ~~and shall only apply to a demolition contractor registration.~~

When a demolition contractor registration and/or a general contractor registration is assigned to a business concern, all work carried on by the registered-business shall be deemed to be carried on under the personal supervision of the registrant named in the demolition contractor registration or general contractor registration. Therefore, any violations of the terms of the contractor registration or of this Building Code shall be imputed to the registrant named therein. The demolition contractor registration-holder and/or the general contractor registration-holder shall be actively engaged in the business and shall be readily available for consultation with the department within two (2) business days after notification.

No demolition contractor registration and/or general contractor registration holder shall permit his or her contractor registration to be used in more than one (1) business at any time. It shall be cause for revocation by the department of the contractor registration issued to a business concern if it shall be shown that the registrant is not, or is no longer, a legal, full-time officer, proprietor, partner or employee of said registered business concern. No demolition contractor registrant and/or general contractor registrant shall be entitled to be named in any contractor registration who shall have outstanding against them, as an individual, or as a full-time officer, proprietor, partner, or employee of a business concern, any suspension or revocation of another contractor registration or department license. However, another qualified demolition contractor and/or qualified general contractor registration-holder who is a full-time, proprietor, partner or employee may be substituted upon proper application ~~therefore~~ after payment of a non-refundable fee as

prescribed in the fee schedule.

(B) Fire Alarm and Detection Equipment and/or Fire Protection Company. The registration of a fire alarm and detection equipment and/or fire protection company may not be assigned with the department. A fire alarm and detection equipment and/or fire protection company registration shall only be issued in conformity to the Ohio Division of State Fire Marshal, Bureau of Licensing and Certification issued company certification submitted with the application. If any change or modifications to the fire alarm and detection equipment and/or fire protection company certification are needed, they shall be made with the state of Ohio Division of State Fire Marshal, Bureau of Licensing and Certification prior to making an application for a fire alarm and detection equipment and/or fire protection company registration with the department.

The fire alarm and detection equipment and/or fire protection company registration-holder is required to notify the department immediately of any change of status of his or her Ohio Division of State Fire Marshal fire issued company certification.

When a change is made to the Ohio Division of State Fire Marshal issued company certification with the issuing agency subsequent to obtaining a fire alarm and detection equipment and/or fire protection company registration with the department, such change shall immediately invalidate the fire alarm and detection equipment and/or fire protection company registration issued by the department to the Ohio Division of State Fire Marshal company certification-holder. In addition, if continued registration with the department is needed, it will require that an application be made and payment of a non-refundable fee as prescribed in the fee schedule for a new fire alarm and detection equipment and/or fire protection company registration that will conform to the changes made in the Ohio Division of State Fire Marshall issued company certification so as to re-establish the Ohio Division of State Fire Marshal fire alarm and detection equipment and/or fire protection company registration with the department.

All work carried on by a registered fire alarm and detection equipment and/or fire protection company shall be deemed to be carried on under the personal supervision of the person named on the Ohio Division of State Fire Marshal issued company certification and the applicable registered certified individual(s) providing the validation of the category of work in Section 4114.909(B). Therefore, any violations of the terms of a department-issued fire alarm and detection equipment and/or fire protection company registration, or of this Building Code, shall be imputed to the person(s) named on the Division of State Fire Marshal, Bureau of Licensing and Certification company certification and the applicable registered certified individual(s) providing the validation of the category of work in Section 4114.909(B). The person(s) named on the Ohio Division of State Fire Marshal company certification and certified individuals shall be readily available for consultation with the department within two (2) business days after notification.

(C) Fire Alarm and Detection Equipment and/or Fire Protection Certified Individual Assignment. Upon notification of the department's license section, the registration of a certified individual that provides a category of validation of C.C. 4114.909(B) for a department-registered fire alarm and detection equipment and/or fire protection company may be transferred to another such company duly registered with the department. However, such reassignment shall only occur after a completed application on a form prescribed by the department and the payment of a nonrefundable fee as prescribed by the fee schedule has been received and processed by the department license section.

Section 20. That the existing Section 4114.935 of the Columbus City Codes. 1959, is hereby amended to read as follows:

4114.935 Elective suspension (escrow) of a demolition contractor, general contractor or fire alarm and detection equipment and/or fire protection company registration.

(A) Registered Demolition Contractor. A registered demolition contractor may place their contractor registration in elective suspension (escrow) upon a written request and payment of the fee as prescribed by the fee schedule for such placement to the department's license section at any time. The written request shall be submitted with their application for the immediate establishment of the elective suspension (escrow) status or to occur in lieu of their demolition contractor registration renewal. The registrant shall pay the fee as prescribed by the fee schedule and obtain a demolition contractor elective suspension (escrow) registration renewal each year as herein before regulated. During the period of the elective suspension (escrow) the registration-holder shall not be required to obtain or furnish the required bond, liability insurance, the state of Ohio workers compensation coverage or city income tax division registration. Throughout the period of elective suspension (escrow), the registrant shall not perform any work of a registered demolition contractor and no permits shall be issued to such registrant.

(B) A demolition contractor registration may be placed in elective suspension (escrow) indefinitely. However, such registration shall be renewed each year by payment of the fee prescribed by the fee schedule for such renewal. Failure to renew a demolition contractor registration that is in elective suspension (escrow) shall be sufficient cause for such demolition contractor registration to become immediately canceled by the department without recourse. Re-establishment of a demolition contractor registration shall only be accomplished by making a new application for such department-issued registration with the department after payment of a non-refundable fee as prescribed in the fee schedule.

(C) Upon written notification to the department's license section and paying the fee as prescribed in the fee schedule, and providing evidence of possessing the required bond, liability insurance, state of Ohio workers compensation

coverage and proof of registration with the city income tax division, the elective suspension (escrow) shall be removed. Thereafter, the individual registered as a demolition contractor may perform the work of a registered demolition contractor and obtain permits.

(D) Registered general contractor. A general contractor registration issued by the department shall not be placed in elective suspension (escrow) with the department.

(E) Registered fire alarm and detection equipment and/or fire protection company. A registered fire alarm and detection equipment and/or fire protection company registration issued by the department shall not be placed in elective suspension (escrow) with the department.

Section 21. That the existing Section 4114.937 of the Columbus City Codes, 1959, is hereby amended to read as follows:

4114.937 Suspension and revocation of a demolition contractor, general contractor or fire alarm and detection equipment and/or fire protection company registration.

Upon receiving a complaint in writing, made by any person and subscribed to by such complainant, and sworn to affirmatively by the complainant before an officer of the department or magistrate authorized to administer oaths, stating in substance facts indicating that a registered demolition contractor, registered general contractor or registered fire alarm and detection equipment and/or fire protection company shall have done any of the things hereinbefore mentioned which constitute cause for the suspension or revocation of his or her contractor or company registration, the secretary of the relevant board of review shall cause a copy of such complaint to be served by certified mail on such registration-holder complained of. This notice shall also identify the board of review that will adjudicate the complaint, the location, time and date upon which such complaint will be heard by the board of review. The hearing by the board of review shall be at some time not later than sixty (60) calendar days after the filing of such complaint with the department.

Concurrently, the complainant shall also be notified as to the time, date and place of the hearing.

At the time, place and date mentioned in such notices, the relevant board of review shall hear the testimony of such complainant, and of the registration-holder complained against, relative to the matters set forth in such written complaint, and also the testimony of any person(s) having knowledge of the facts and brought before such board as a witness(s). All such testimony shall be heard under the oath or affirmation of the persons testifying. The board of review shall have the power to adjourn, or continue, such hearings or to change the place thereof as the circumstances of the particular case may require.

The board of review shall determine the truth or falsity of the matters charged in the complaint after hearing the testimony upon such complaint. In addition, the board of review shall also determine whether any violation of the terms and conditions under which the registration was issued to the registration-holder complained of has occurred. If the board of review determines that such complaint is not true, or the testimony fails to show that any violation of the terms under which such registration was issued has been committed, the board of review shall forthwith dismiss such complaint.

If, however, it was ascertained that a violation has been committed, the board of review shall have the authority to suspend for a period not to exceed six (6) months, or to revoke the registration held by the registration-holder. Any registration-holder whose registration shall be so revoked shall not be entitled to apply for the issuance of a new registration for a period of one (1) calendar year after the date of such revocation, and not until such former registration-holder has corrected the cause, for which such registration was revoked or suspended, if a specific cause was stated. The penalty attached in each case shall be at the discretion of the board of review and within the limits prescribed herein. Any registration-holder that shall have twice previously been found guilty of violation of the terms and conditions of his or her registration shall have such registration revoked, if found guilty on a third or later complaint.

The secretary of the relevant board of review shall notify the department's licensing section, in writing, by no later than the close of business of the following work day after the final determination of the board of review's hearing was made concerning the complaint filed against the registration-holder.

The decision of the relevant board of review concerning a revocation or suspension of the registration of a demolition contractor or fire alarm and detection equipment and/or fire protection company registration-holder shall be appealed to the Columbus building commission pursuant to Chapter 4107. Such an appeal shall be limited to the record created during the proceeding before the applicable board of review or the Department's licensing section as applicable. An appeal before the building commission pursuant to Chapter 4107 shall not be a trial de novo. Such an appeal to the Columbus building commission shall be filed within thirty-one (31) calendar days from the date the board of review or the Department's licensing section, as applicable, made its determination.

Following revocation, or during any period of suspension, such former registration-holder or registration-holder shall not perform any work of a registered contractor or company, and no permit shall be issued thereto by the department.

Section 22. That existing Section 4114.113 of the Columbus City Codes, 1959, is hereby repealed.

Section 23. That this ordinance shall take effect and be in force from and after the earliest period provided by law.

Passed July 22, 2002, Matthew D. Habash, President of Council / Approved July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1183-02

To establish new chapter 1934 of the Columbus City Codes, 1959, thereby establishing the authority to assess and collect an emergency medical services reimbursement fee.

WHEREAS, the city of Columbus' Economic Advisory Committee recommended consideration of additional sources of revenue to help offset budgetary imbalances in the general fund; and

WHEREAS, an emergency medical services reimbursement fee was one the additional revenue sources recommended for consideration by Columbus' Economic Advisory Committee; and

WHEREAS, out of the twenty most populated cities in the United States, Columbus is the only city to not have an emergency medical services reimbursement fee; and

WHEREAS, the City Council will work with the City Auditor to create a dedicated line item for new equipment, pharmaceuticals and technologies for the EMS service in the 2003 and future City of Columbus Budgets; and

WHEREAS, City Council does not intend for this legislation to infringe upon, or supersede any provision found in Ordinance 1737-01, the collective bargaining agreement between the City of Columbus and Columbus Firefighters Union Local #67; and

WHEREAS, the city of Columbus wishes to maintain and build on the high level of excellence in its emergency medical services program; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That new Chapter 1934 of the Columbus City Codes, 1959, be enacted as follows:

1934 EMS Reimbursement for Emergency Medical Services.**1934.1 Designation as Primary Provider.**

The Division of Fire is the primary provider of pre-hospital emergency medical services within the corporate limits of the City and may provide such services outside the corporate limits of the City. All persons in need of such services are entitled to receive them without prior determination of their ability to pay. No person requiring emergency medical services shall be denied services due to lack of insurance or ability to pay.

1934.2 Minimum Level of Care

The City hereby mandates that all emergency medical service requests arising within the City through the 911 system or through any other means that an emergency call is received, be provided at the Advanced Life Support (ALS) level. ~~with a minimum staff of one paramedic and one EMT on board the ambulance.~~

1934.3 Program Established.

There is hereby established an Emergency Medical Services Reimbursement Program which is incident to the provision of emergency medical services by the Division of Fire. All policies governing this program shall be determined by the Director of the Department of Public Safety in collaboration with the Director of the Department of Finance.

1934.4 Fees.

(a) The Department of Public Safety shall establish fees for emergency medical services it renders to any person, whether a resident or nonresident of the City. The fee shall reflect the costs of providing services for emergency care and shall include the costs of medical care plus the costs associated with transportation. Such fees, and any revisions to the fees, shall be approved by the Director of the Department of Finance.

(b) When the Division of Fire renders emergency medical services to individuals, it shall inquire whether such individual is covered by any private or public health insurance plan, and, if the resident has coverage, the Division shall attempt to make further inquiry to obtain the minimum data required to maintain accurate records and submit bills to the insurance carrier or public health care program, or to the patient's financially responsible party when required by law.

(c) The Department of Public Safety is hereby authorized to enter into a contract with a third party billing agency for the performance of emergency medical services billing and collection services. The Department, or the authorized contractor, shall bill for such services within the timeframes established by Department policy or by contract with a third party billing agency.

(d) The Department of Public Safety, or the authorized contractor, shall collect from nonresidents of the City, those costs of emergency medical care that are not covered by their insurance carrier or public health care program. Such costs are limited to the insured's co-payment and/or coinsurance amounts as provided in the insured's coverage policy. The City will not balance bill when prohibited by law. In the event that a nonresident is uninsured, the Department of Public Safety, or its designee, shall bill the nonresident for the full cost of services provided. The Department may establish a hardship waiver determination policy to consider waiving the out-of-pocket financial obligations of nonresidents demonstrating a bona fide inability to pay. The costs of emergency medical care for a resident of the City that are not covered by private insurance or a public health care program shall be deemed to be paid from the operating revenues received by the City from local taxes and other sources.

(e) The Department of Public Safety, or the authorized contractor, shall make reasonable efforts to collect amounts due from nonresidents of the City for the non-covered costs of care as outlined in "d" above.

1934.5 Disposition of Moneys.

All fees so collected by the Department of Public Safety, or the authorized contractor, shall be deposited into the General Fund.

Section 2. City Council shall appoint an oversight committee to monitor EMS billing program implementation. Its focus will include but not be limited to public education efforts, the public's response to the program. Division of Fire employee training efforts, and the affect on mutual aid relationships with contiguous suburban fire departments. The chairman of the Safety & Judiciary of City Council will chair said committee to consist of six other members, of which at least two shall be from the private sector. City representatives may include one member of the Fire Division, one member of the Columbus Firefighter Union Local 67, one member of the Department of Public Safety, and one member of the Department of Health. Said committee will report to the full Council on the six-month anniversary of the start of the program or as often as

Section 3. The action authorized by this ordinance will conform to all collective bargaining agreements, including Article 7, Section 7.2 of the current Collective Bargaining Contract between the City of Columbus and Columbus Firefighters Union Local #67, as passed by City Council on October 22, 2001 with Ordinance 1737-01, and in no way is intended to abridge, infringe upon or supersede any provision thereof

Section 4. This Ordinance shall take effect and be in force after the earliest period allowed by law.

Passed as amended July 22, 2002, Matthew D. Habash, President of Council / Approved as amended July 23, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

TABLE OF CHANGES IN YOUR 1959
COLUMBUS CITY CODE

Code	Ordinance	2001	Page	Subject
To amend Chapters 1105 and 1147	0781-02	24	1240	To amend Chapters 1105 and 1147 of the Columbus City Codes, 1959, by changing the method of assessing credits for water and sewer system capacity charges.
To establish	0856-02	24	1242	To establish the Hellbranch Run Watershed Protection Overlay pursuant to Columbus City Codes Chapter 3372
To enact new Chapter 373	0754-02	27	1370	To enact new Chapter 373 of the Columbus City Codes, 1959, to provide for an excise tax upon the short-term rental of passenger vehicles and to provide for administration and collection of the tax by the City Auditor.
To amend substantial portions of Chapter 540	0973-02	27	1373	To amend substantial portions of Chapter 540 of the Columbus City Code to correct constitutional defects that have rendered this ordinance unenforceable since 1978, to expand the scope of establishments regulated by this chapter to include bath establishments, and to classify violations of this chapter as first-degree misdemeanors.
To supplement the Columbus City Codes	1128-02	28	1432	To supplement the Columbus City Codes, 1959, by the enactment of new sections in Chapter 3372, Planning Overlay, in order to create the "High Street: North of Morse Road Planning Overlay" for that portion of the High Street corridor from Morse Road/Rathbone Avenue to the city of Worthington corporate line; and to declare an emergency.
To repeal the Current Chapter 4117	1092-02	29	1488	To repeal the current Chapter 4117 and amend Sections 3381.18, 4114.515, 4114.707 and 4114.931 of the Columbus City Codes, 1959, by replacing current Chapter 4117 - "Certificate of Occupancy" with a revised version which correctly reflects the new "One-Stop-Shop" initiative changes including changes in the Ohio Building Code, and to make necessary corrections in specific Sections of Chapters 3381 and 4114.
To amend various Chapters	1182-02	29	1491	To amend various Chapters of the Columbus City Codes, 1959, by allowing the Director of Public Service to utilize the standards for multi-way stop applications as provided in either the Ohio Manual of Uniform Traffic Control Devices for Streets and Highways, or the Federal Manual of Uniform Traffic Control Devices; and to declare an emergency.
To repeal Columbus Building Code sections 4125.43 & 4127.70	1093-02	29	1492	To repeal Columbus Building Code sections 4125.43 and 4127.70 in order to remove the requirement that in-sink food waste grinders, commonly referred to as garbage disposal units, be installed in all new residential kitchens or as part of a major remodeling.
To supplement the Columbus City Codes	1094-02	29	1493	To supplement the Columbus City Codes, 1959, with the addition of Section 3372.690 in order to create an Urban Commercial Overlay (UCO) district along portions of South Front Street and South High Street.
To revise Chapter 3372	1095-02	29	1495	To revise Chapter 3372 (Urban Commercial Overlay) of the Columbus City Codes by adoption of new Sections 3372.601, 3372.603, 3372.605, 3372.607, 3372.609, 3372.611, 3372.613 and 3372.615.
To amend Section 3101.01	2279-01	29	1497	To amend Section 3101.01 of the Columbus City Codes, 1959, to change the composition of the Development Commission by eliminating the Public Service Director as the seventh member; to allow the Mayor to appoint, with the approval of City Council, all qualified regular and alternate members of the Commission without regard to occupation or employer; and to declare an emergency.
To amend the Columbus City Codes	1145-02	29	1498	To amend the Columbus City Codes, 1959, by increasing the penalty for speeding in a school zone from a minor misdemeanor to a 4th degree misdemeanor, with a mandatory court appearance and a maximum fine \$250; and to make the Code consistent with the Ohio Revised Code; and to declare an emergency.
To supplement the Columbus City Codes	1143-02	30	1561	To supplement the Columbus City Codes, 1959, by amending C.C. 3303, 3351, 3353, and 3355 to: standardize the definition of dwelling unit among three different codes; augment the definition of hotel and motel; clarify where dwelling units may be constructed in commercial districts; update terminology and make language and grammatical changes.
To supplement and amend various sections of the Columbus Building Code	1144-02	30	1569	To supplement and amend various sections of the Columbus Building Code, Title 41, in order to allow for the registration of all general contractors responsible for all work on multi-family, commercial, industrial and institutional structures as governed by the Ohio Basic Building Code (OBC) as well as all new one, two, and three family dwellings for a flat fee as already prescribed in the Building Services Fee Schedule.
To establish new chapter 1934 of the Columbus City Codes	1183-02	30	1584	To establish new chapter 1934 of the Columbus City Codes, 1959, thereby establishing the authority to assess and collect an emergency medical services reimbursement fee.